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THE
PRACTICE
OF
Courts-Leet,
AND
COURTS-BARON.

WITH

Full and exact Directions for making up Court-Rolls,
as well of Courts-Leet as of Courts-Baron :

AS ALSO,

The manner of Drawing and Entering all sorts of Presentments and Forfeitures in Courts-Leet, and of Surrenders, Admissions, and Recoveries in the nature of Writs of Entry *sur Disseisin en le post* at the Common Law.

As Likewise,

Curious Directions for giving Charges to the Jury, and Homage at a Court-Leet and a Court-Baron.

*Published from the Manuscripts of Sir Will. Scroggs, Knt.
sometime Lord Chief Justice of England.*

The Second Edition with large Additions.

To which is likewise added: Several Curious Matters and Notes in Law, relating to *Presentments, Distress, Amerciaments, Fines, Rescous, Replevin, Wastes, Estrays, By-Laws, Harriots, Escheat, Surrenders, &c.*

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PREFACE

TO THE

Judicious Reader.

THE Learning touching Copyhold-Estates hath been always esteemed such an Essential Branch of the Law, That the judicious Mr. Kitchin first made it his Business to leave to the Students and Professors of the Common Law his Labours, in a methodical and well-digested Collection upon that Subject, which time has in some measure rendred obsolete, the late Lord Coke hath long since given the World his admirable Sentiments upon the same Subject, in his Complete Copyholder. It was this that encouraged the Publisher, since both the said pieces

The Preface.

were long ago wrote, to add some modern Notes in Law such as he thinks may be sufficient helps for any Steward or Person that will take upon him the Employment of keeping a Court-Leet, or Court-Baron; as being what relates to the Theory of that Science: But as to the Practick, when making up his Court Rolls, he is at a further Loss for want of Precedents for Instructions, in regard neither of those above-mentioned Books do contain any more than a few Fragments of Entries of Admissions, Surrenders, or Presentments, and no ways fitting for or suitable to the true Knowledge, or right Understanding of such a Work: For which Reason, he hath adventur'd to give the World a complete Specimen of every Thing, which may any way relate to the Practick Part of a Court-Leet, and a Court-Baron.

Vale.

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THE
PRACTICE
OF
Courts-Leet,
AND
COURTS-BARON.

Court-Leet.

Court-Leet is also called a Law-day or View of Frank-pledg, and is an ancient Court of Record, and constituted for Offences belonging to the Crown within the Precinct that it is holden for, which is before the Steward, as Judg, and was
B doubtless

Of Courts-Leet,

doubtless at first by the King's Grant, but at this day is commonly claimed by Prescription, and may be held in any place within the Hundred, Parish or Mannor, of which it is kept for, which is commonly twice every year, (*viz.*) within a Month of *Easter*, and within a Month of *Michaelmas*; yet if it hath been a Custom to keep a *Court-Leet* at any other time in the year, and warning given, 'tis good, and the Judge or Steward when he intends to keep the said *Court Leet*, commonly sends his Precept to the Bailiff of the Mannor to warn the Court at six or more days, which is commonly in these words.

A Precept to warn the Tenants and summon a Jury at a Court-Leet.

To the Bailiff, &c.

Maner' de S. **T**Hese are to will and require you to give publick Notice within the said Mannor that the Court-Leet and View of *Frank-Pledg* for the same Mannor, with the Court-Baron of *A. B. Esq;* Lord of the said Mannor, will be holden at the, &c. on Monday the day of at 10 of the Clock in the Forenoon, and that you warn all the Tenants of, and Resiants within the said Mannor, that do owe any Suit or Service at the said Court, that they and every of them personally be and appear at the Time and Place aforesaid; then and there to do and perform

form the same. And likewise, that you summon Twenty and four honest and lawful Men of the said Mannor to be and appear at the Time and Place aforesaid, to enquire for our Sovereign Lord the King of all such Matters as to the said Courts do appertain; and that you your self be there and there also personally present, and have you there the Names of such Persons, as you shall have so summoned, and this Precept. Given under my Hand and Seal, &c.

Of the Persons that are bound to Suit in a Leet.

Every Person from the Age of 12 to 60 years, that dwell within a Leet, are obliged to do Suit within this Court, and no Prescription will exempt any Man from it, unless he be under the Sheriff's Turn: And a Stranger in Case of the want of Jurors may be made to serve of the Jury; and not only Tenants that hold of the Mannor within the Leet, but others that are Resiants if they there offend, and can be met withal, are punishable. *Marlb. Chap. 10. F. N. B. 160.*

And now having shewn you who are to do Service, and the Court being set, order Proclamation.

Oyes, 3 times. All manner of Persons that do owe Suit or Service to this Court: Leet with a customary Court, or that were

Of Courts-Liet,

summoned to appear here this day, draw near and give your attendance, and answer every Man to his Name at the first Call, and save your amerciaments.

Then call over the Leetors, and mark Every one that appears, and them that make yefault thus.

A. B. amerced 6 *d.* and so of the rest.

Then call the High Constable, Petit Constable, Tything-men of every Tything, and ask them what they have done in relation to the orders they received the last Court, and if the Constables, &c. do not appear, they are Fineable.

Then choole a Jury, and name a Foreman, whose Oath is as follows.

The Oath.

YOU shall well and truly Enquire, and true Presentment make, of all such Articles, Matters, and Things, as shall be given you in Charge; the King's Council, your Companions, and your own, you shall keep secret and undisclosed. You shall present no Man for Envy, Hatred, or Malice; nor spare any Man for Fear, Favour, or Affection, or any hope of Reward, but according to the best of your Knowledg, and the Information you shall receive,
you

and Courts Baron.

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you shall present the Truth, the whole Truth, and nothing but the Truth. So help you God.

Note, That a Stranger may be compelled to be of the Jury, if there be not a sufficient Number, and if he refuse, you may fine him.

Then swear the rest of the Jury thus.

THE same Oath that *A. B.* your Foreman hath taken, you and every of you shall on your part and parts well and truly observe. So help you God. Kiss the Book.

And when they are thus sworn, cause the Bailiff to number them thus.

A. B.	}	<i>Jur^s</i>
C. D.		
E. F.		
G. H.		
J. K.		

In some Case the Steward may Impannel a second Jury to enquire into the Concealments of the first, and fine them. 33 *H. 8.* 6. 1. *Eliz.* 17.

And the Steward may fine any Man for a Contempt in the face of the Court—As, if he refuse to be sworn of the Jury, or
B 3 being

Of Courts Leet,

being sworn, doth depart without giving Verdict, and in such like Offences, but he cannot commit any to Prison. *3 Rep.*

Then order Proclamation for the Charge.

Proclamation.

YOU good Men that are sworn, draw near and hear your Charge, and the Court commandeth all Men to keep silence whilst the Charge is giving.

Note, Before the Charge is given gather the Common Fine, which the Tenants do pay if it be the Custom of the Mannor.

The Charge.

Gentlemen,

I Shall not trouble you with a long and tedious Repetition of the Antiquity of a Court Leet, or the Jurisdiction of the same: It shall suffice at this time to tell you, That to this Mannor are appendant two Courts, the one called, A Leet or View of Frankpledge, where we have Power to enquire of and punish all Offences against the Peace, and determine Matters of Controversy between the King and Subject: The other is called, A Court Baron, wherein we have power to enquire of, and adjust all Matters between Lord and Tenant.

As

As to the first, of the Court-Leet, you having taken an Oath to enquire of such Things as shall be given you in Charge. It does thereupon necessarily follow that I give you one; in which (knowing you to be Men who are very well accustomed to, and well able to go through a Matter of this Nature) I shall proceed briefly to some Particulars, which are as follow.

First, You are to enquire who they are that owe Suit and Service to this Court, and whether they be here to do the same, or not; such as are absent on lawful Occasion you have power to amerce as you shall think fit in reason. In the next place, you are to enquire if any Person was presented at the last Court for any Offence; whether the same was reformed within the time limited in such Presentment; if so, the Penalty is to be set aside; if otherwise, you must present accordingly, that the Penalty may be levied for the Lord's use.

Note, You must call to the Constable for a Leet Bill, which should comprehend all Inhabitants, of the Leet within the Precinct above the Age of 16. It is usual to present one, and set a reasonable Amercement, and give time till a further day for Amendment, under a great Penalty.

Nuſance.

You are to enquire of, and preſent all Nuſances. A Nuſance is that which is an Annoyance or Diſturbance to many: It cannot be ſaid to be to one, for it is *commune Nocumentum*.

First, as to Nuſances in the High-ways.

If any encroach upon the King's High-way, by Hedging, Ditching, or otherwiſe incloſe any part of the High-way; this is a Nuſance, and by you, Enquirable, Preſentable and Punishable.

If any make any Layſtalls, Dunghills, or lay any Timber-wood, or other Thing in the High-way, whereby the ſame is in the leaſt obſtructed; this is alſo a Nuſance and Enquirable, &c.

If any do not ſcour their Ditches, or lop their Trees, and keep their Buſhes low next the King's High-way; this is an occaſion of impairing the High-way, and by you Enquirable, &c.

If any divert an antient Way, or an antient Water-courſe out of its proper Channel; this is alſo Enquirable, &c.

If any Perſon lay any Carrion, or any other ſtinking Dirt in the High-way, by this means the Air is corrupted, which is a Nuſance, and by you Enquirable, &c.

If any lay any Hemp, or otherwiſe corrupt any common Stream of Water; this is

and Courts Baron.

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is also a Nufance, and by you Enquirable, &c.

If any do not maintain a sufficient Lodg or Fence against any Common, or Common Highway, whereby his Neighbour's Cattle may the more easily trespass on his Ground, and he impounds them; this occasions Suits and Controversies, and tends to the breach of the Peace, and consequently by you Enquirable, &c.

Eves-droppers.

You are to enquire of Eves-droppers, such as listen under Walls or Windows to hear Tales, and report them amongst the Neighbourhood; this tends to the breach of the Peace, and by you Enquirable, &c.

Barretors.

You are to enquire and present all Common Barretors, Scolds, and other Breakers of the Peace, and punish the Offenders accordingly.

You are to enquire of all Riots, Routs, and unlawful Assemblies.

Unlicensed Ale-houses.

You are to enquire of all unlicensed Ale-houses, and present the Offenders.

And if any Inns or Alehouses have a License, yet you are to enquire if they keep

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keep good Orders in their Houses, otherwise you are to present and punish the Offenders.

Gameing-Houses.

You are to enquire of all Gaming-houses, Houses of Bawdry, and other such lewd and disorderly Places.

Bakers, &c.

You are to enquire of all Bakers, Butchers, Poulterers, and others, that they vend good and wholesome Meat and Drink, fit for Man's Body ; if any offend herein, you are to present and punish Offenders.

Pound-breach.

You are to enquire of all Pound-breach and Rescous : If any Cattle be put in the Lord's Pound, and taken out by Force, otherwise than by due course of Law ; this is called Pound-breach, and by you Enquirable, &c.

Rescue.

Also if any rescue any Cattle, or other Things, from the Custody of the Sheriff, or any of his Bailiffs or Officers ; this is called a Rescous, and by you Enquirable, &c.

Game.

Game.

You are to enquire if any, not being qualified according to Law, keep any Grey-hounds, Setting-Dogs, Nets, or any other Engine to destroy the Game, and to prevent the same accordingly.

Constables.

You are to enquire of your Constables, Surveyors of the High ways, and all other publick Officers within the Precinct of this Leet, that they have duly executed their respective Offices; if any have been therein remiss, you are to present the Offenders.

Conclusion.

Gentlemen, I might enlarge on several other Heads, (and Particulars) but knowing your Abilities, I shall not trouble you with any more Particulars at present, but give you this in General, That whatsoever you know of your own knowledg to be Enquiable and Presentable, that you make due Presentment thereof; and if any thing of Dispute or Difficulty arise, if you repair to me you shall receive the best Instruction I can give you; and so pray go together, and consider of your Verdict.

Note, There are several Things that are presentable in a Court-Leet, but
not

Of Courts-Lét,

not being punishable, they are not taken notice of here, as being more proper for the Quarter-Sessions, or Assizes.

If any Person can inform the Steward of this Inquest of any Offences committed against our Sovereign Lord the King, which to this Court do appertain, to take Cognizance of (which Offence; you may read in the Charge) let them come into the Court, and they shall be heard.

And if any Person appear swear him thus.

THE Evidence that you shall give at this Inquest shall be the Truth, the whole Truth, and nothing but the Truth. *So help you God.*

The Steward having given Direction to the Jury to enquire of their Charge, in the mean time the Court commonly adjourns to Dinner, which is by Proclamation thus.

Proclamation.

ALL manner of Persons that are obliged to give their Attendance at this Court, have liberty to depart till three of the Clock in the Afternoon, at which time they are to appear again at their Perils.

At

At the time appointed, the Court being returned, assemble a Court by Proclamation thus.

ALL manner of Persons that were obliged to give their Attendance on this Court, and were adjourned till three of the Clock, are now to give Attendance again, as they will answer the contrary at their Perils.

Then let the Steward call for the Presentments of the Jury, &c. and if they are not ready give them a day, and adjourn the Court till then, and then make Proclamation, as before, and enter all your Adjournments on the Court-Roll.

But if the Presentments are ready, ask them if they have agreed, which if they all say, *yes*, ask them if they are content that their Presentment should be altered; and if they agree read them in English, and amend the Form, as you see occasion, then turn them into Latin.

Then you may swear such Officers as are to be sworn; such as the Constable, the Hayward-Affeerers, &c.

After-

Afterwards discharge the Court by Proclamation, command the Cryer to make 3 times, Oyes,

ALL manner of Persons that have appeared here this day at this Court-Leet, and have any thing further to say, let them now come in, and they shall be heard, otherwise all and every Person may depart, and are hereby discharged of their attendance, till they are obliged to appear again on new Warning.

The Manner of making up Estreats for a Court-Leet.

Maner' de S. **T**HE Estreats of Fines, Forfeitures and Amercements, at the several Courts-Leet, holden for the Mannor aforesaid, on the several years herein after mentioned ; (that is to say,)

Monday, &c.

A. B. of the Parish of, &c. for that he did not appear at this Court, to enquire for our Sovereign Lord the King of those things which to the said Court do appertain, (though summoned to do) but made default ——— }
d. xii.

A. B. of the Parish of, &c. for the like. ——— ——— ——— }

And

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berry
and c

And so set down every Defaulter by
Name, &c.

In all, &c.

Monday, &c.

L. L. of the Parish of, &c. Yeoman,	}	
for that he did not scour and		
cleanse 10 Rods of his Ditch		
in the Parish of, &c. adjoyning		s.
to the High-way, between the		x.
Grounds of A. H. Gent. and		
C. D. Husbandman, within the		
time limited by the Jury at the		
last Court. —————		

E. W. of, &c. for that, &c. *ut supra*.

In all, &c.

G. A. and R. W. Constables of, &c.	}	
for that they did not appear at		s.
this Court, to do those Things		xx.
which to their Office doth ap-		
pertain. —————		

Et cætera prout.

In all, &c.
Sum total, &c.

The Ale-Taster's Oath.

YOU are to swear, That you will well
and truly serve our Sovereign Lord
the King, and the Lord of this Leet in the
Office of Ale-Taster or Assizer for this Li-
berty for the year to come; you shall truly
And and duly see from time to time that all
Bread

Bread to be sold be duly weighed, and that the same do contain such weight according to the Price of Wheat, as by the Statute in that Case is Provided, and you are likewise to take care that all Brewers, do brew good and wholesome Beer and Ale, and that the same be not sold till essayed by you, and at such Prices as it shall be limited by Justices of the Peace, ; and all Offences committed by Brewers, Bakers and Tiplers, you shall present to this Court, and in every other thing you shall well and truly behave yourself in the aforesaid year. *So help you God.*

The Affeeror's Oath.

YOU shall truly swear, That you will well and truly Tax, Assess, and Affeer, the several Amercements here presented, wherein you shall spare no Man for Love, Favour, or Affection, nor increase any Man's Fine for Malice ; but upon every Man let the same according to the Quality or Quantity of his Offence and Faults. *So help you God.*

The Hayward, Beadle, or Greve, his Oath.

YOU shall swear, That you will well and truly serve in the Office of a Hayward : Beadle or Greve for the year to come. You shall duly and truly execute all such Proceſs as shall be directed unto you from this Court ; and you shall from time to

to time present and certify all such Pound-Breaches as shall happen to be made within your Office; and likewise you shall present all such Cattle estrayed, as shall usually come within your Office, and in every thing you shall well and truly behave yourself during the time aforesaid. *So help you God.*

The Constable's Oath.

YOU shall well and duly execute the Office of a Constable for the Parish or Tything of *H——* for and during one whole year next ensuing, you shall to the utmost of your Power see the King's Peace kept, and keep all such Watch and Ward as hath been usually accustomed, and as it ought to be; All Rogues, Vagabonds, and sturdy Beggars that shall resort within your Precinct, you shall have punished according to the Laws in that Case; you shall present all those that play at any unlawful Games. *So help you God.*

The Bailiff's Oath.

YOU shall swear, That you will well and truly serve our Sovereign Lord the King, and the Lord of this *Leet* in the Office of a Bailiff for the year ensuing, and shall well and truly collect all Rents, Revenues, and other annual Profits, and of the same a true and lawful Account give

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at

at the end of the said year, and of all other matters appertaining to your Office. *So help you God.*

The Steward's Oath.

YOU shall swear, That you will well and truly serve the Lord of this Mannor of *W——* in the Office of Steward, and well and truly see all Plaints, Actions, Proceſs and Matters, in theſe Courts, to be holden before the Lord of this Mannor, and by you his Steward, or by your ſufficient Deputy, according to the Cuſtome and Liberties of the ſaid Mannor, and you ſhall cauſe all ſuch Plaints, Actions, &c. to be entred, and recorded according to the beſt of your ſkill and Power, taking for the ſame year due Fees; you ſhall well and truly accompliſh all ſuch Matters and Things which to your Office of Steward do belong, to the beſt of your Knowledge. *So help you God.*

The

The Practice of Courts-Baron.
Courts-Baron.

A *Court-Baron* consisteth of the Lord, Tenant,, Steward, and Bailiff, within the Mannor, and is sometimes called the Copy-holders Court, especially when it is for Trial of Titles of their Lands for taking and passing Estates, Surrenders, Admittances and Grants, and herein the Lord, or his Steward is Judge (as the Custom of the Place is) yet this Court is sometimes called, *The Freeholders Court*, when the Actions and Proceedings are for Trial under 40 s. and is something like a County-Court, and the Proceeding much the same, and was without doubt granted to the Lord originally by the King; but now most are by prescription, and is commonly held once in three weeks, and may be as often as the Lord or Steward thinks fit, who is supream Judge in Law and Equity, and is obliged to register all Records of the Court, and other Proceedings between Lord and Tenant, and between Tenant and Tenant, and to be indifferent between them, and when such Court is to

Of Courts-Liet,

be kept, the Lord or Steward sends his Warrant at six or more days notice according to Custom in words to this effect.

The Precept to the Bailiff, &c.

Maner' de S. **T**Hese are to will and require you to summon all Tenants of the said Mannor (whose Names are hereunder written) and all other Persons that do owe Suit or Service to the said Court, personally to be and appear at the Court Baron to be holden for the Manner aforesaid at the place accustomed upon the, &c. day of, &c. then and there to do and perform these several Suits and Services according to the Custom of the said Mannor, and have you there the Names of such Persons as you have so summoned, and this Precept. Given under my Hand and Seal this, &c.

A. B. Steward.

The Court being met according to the Precept, the first thing the Steward ought to do is to enter the Style of the Court.

The Style of the Court.

Maner' de S. W. } **C**laria Baronis W.
cum Membris. } S. Militis Domi-
ni Manerii Pcedia: ibidem tent' decimo
quarto die Junii, Anno Regni, &c. An-
nog; Domini, &c. coram W. B. Gen' Se-
nescallo ibidem,

Then

Then let the Steward order Proclamation thus.

O Yes; All manner of Persons, that owe Suit and Service to this Court-Baron here this day to be holden and kept for the Mannor of S. W. or were summoned to appear here this day, draw near and give your Attendance, and answer every Man to his Name as he shall be called and save you Amercements.

Whilst this is doing, let the Steward write the Style on a Sheet of Paper, which he is afterwards to enter into a Book with all the Presentments, Amercements, Admittances, Surrenders, &c. which shall occur at any Court he keeps, that he may have recourse to his said Book to make up his Court-Rolls in Parchment, and to make out Copies of any thing contained in such Court-Rolls, that the Tenant shall (at any time) have occasion to make use of.

Then order the Cryer to make a second Oyes.

Then give orders to call the Suitors by Proclamation.

Oyes; A. B. come into Court, and do your Suit and Service, or else you will be amerced.

N. B. the Bailiff will by the Rent-Roll give you a Catalogue of their Names.

Then the Steward shall say——If any Person will be essoin'd, or enter his Plaint, let him come into Court, and he shall be heard.

And if any appear, enter the Essoins and Plaints on Paper thus.

Plaint.

ff. A. B. *Queritur de C. D. de placito debiti (vel) transgr' (vel) de placito Captionis & injuste detentionis Averiorum, &c.*

Essoins.

ff. J. D. *Esson. de Sect' Cur. per A. B.*

The Proceedings in this Court are much the same as in the County Court, as thus.

The Defendant is called in by Process of Summons, and Attachment, and Distress; where the Course is so: The Plaintiff is to declare, and the Defendant to answer, as the Case is, and the matter put to issue; and so determined either by the Jury, or as the Custome of the Court will warrant it; as by examining Witnesses upon Oath; in which the Judges are to be guided by their Consciences; and after Judgment the Debt or Damage so recovered

and Courts, Baron.

23

is to be levied of the Parties Goods, which may be sold to make good the same (of all which Proceeding there are few Practiseers ignorant) but to be satisfied; see more in Dalton's Office of Sheriffs of the County Courts.

The Essoins entred, and Plaints determined, he must then impanel the Inquest of Homage (or Jury) and swear them, the Oath he is to administer to them being as as followeth, viz.

The Oath.

YOU shall inquire, and true Presentment make, of all such things as shall be given you in Charge, your Companions Counsel and your own you shall keep, and you shall present the Truth, the whole Truth, and nothing but the Truth. So help you God.

Then swear the rest of the Homage by 4 at a Time, thus.

THE same Oath that E. D. your Foreman hath taken on his Part, you and every of one of you shall keep on your Parts. So help you God.

C 4

And

And when the Inquest are all sworn and impanelled, make another Oyes.

O Yes; You good Men that are impanelled draw near, and you and all others that be present keep silence during the time the Charge is given.

The Charge in a Court-Baron.

Gentlemen of the Jury,

First, You shall enquire of all Persons that do owe *Suit* to this Court, and do make default; and you ought to present their Names.

And you ought to observe, That all such *Persons* as hold of the Lord by *Suit* of Court, (in which Place soever they do dwell, and of whatsoever Age they be) ought to make *Suit* at this Court, or otherwise to be Amerced.

Death of a Tenant.

Likewise you ought to enquire, If any Tenant be dead since the last Court, or before, and his Death not presented.

It is your Business to enquire, What Lands he held of this Mannor, and how they were holden: And what Advantage the Lord shall have by his Death, as Relief, Escheat, or other Profits: And who is his next Heir, and of what Age.

Services

Services withdrawn.

Also, you shall inform the Court, Whether any Rent, Custom, or Service be withdrawn, and what Custom or Service it is; and in what Bailiff's time it was withdrawn; and where the Land is, that the Lord may Distrain for the Arrears; and how much the Rent is, and for how many Years it hath been withdrawn.

Lands concealed.

In like manner you shall enquire, Whether any Lands belonging to the Lord be Concealed, or occupied by any Person or Persons without the Lord's License; and by whom; and how much Land hath been so occupied; and of what yearly Value the same is.

Escheat.

Also you shall enquire what Tenants of the Lord are dead, without Heir General or Special; for, in such case, the Lord shall have their Lands by Escheat.

2. Whether any Tenant, seised in Fee, be Attainted of Felony by Verdict, or otherwise; for, in such case, the King shall have the Year, Day and Waste, and after that, the Lord shall have the Lands by Escheat.

3. You ought to enquire, Whether any Bastard hath purchased any Lands within
 U this

this Mannor, and hath died without issue of his Body; for, in such case likewise, the Lord shall have his Lands by Escheat.

Commons.

Likewise you shall inform the Court, Whether any Person, that hath not Common *sans* Number, doth surcharge the Common, &c.

2. If a y Person that hath Common appendant, and not appurtenant, puts in Beasts not Commonable, as Hogs or Goats; also Geese ought not to be put into the Commons.

3. Whether any Person do dig up the Commons (except for Gravel for the Highway) and fills it not up again.

Mortmain.

Also, You shall enquire, Whether any Tenant of this Mannor hath aliened his Lands in Mortmain; viz. To a Bishop, Parson, Vicar, or Corporation, that go in Succession, that is to say, To them and their Successors, without Licence of the King, and the Lord of the Mannor; for this is euquirable, to the intent that the Lord may make his Claim within a year, according to the Statute.

2. Whether any such Tenant hath made any Feoffment to any Corporation, Guild, or Fraternity; or hath exchang'd any Lands with them.

Who

Who is Tenant.

In like manner you shall enquire, Whether any Tenant by Charrer (*i. e.* Freeholder) hath alien'd his Land, and not given notice thereof to the Lord ; and the Alienee hath not done Fealty to the Lord, nor Suit of Court ; that the Lord may know who is his Tenant ; for this is Presentable, to the intent, that the Lord may know upon whom to make Avowry, and of whom to have his Services, and Escheats.

Waste.

Also, you shall enquire, Whether any Termor for Years, or for Life, of any part of the Demeasnes of the Mannor hath done Waste, in any House, Lands, Woods, or Gardens, that you may present them.

2. Or whether any Person holds two Tenements, and hath committed Waste in one of them ; or if he hath taken Trees from one of them for the use of the other ; for this is Waste.

Trespass.

Whether any Person hath Trespas'd in the Demeasnes of the Lord ; as in his Corn, Grass, Meadows, Pastures, Woods, Hedges, Waters, &c.

2. Whether

2. Whether any Person hath Fish'd in his Rivers, Waters, &c.

3. Whether any Person hath Hawk'd, or Hunted, in the Demeasnes of the Lord, without his License.

Rescous.

Likewise you are to enquire, Whether any Bailiff, or Officer, hath made any Arrest for Rent, Custom, or Service due to the Lord, and Rescous hath been made to him; you shall present the Names of those that made the Rescous, and where, and when it was made.

Pound breach.

You shall enquire, If any Distress hath been put into the Pound of the Lord, and hath been taken out of the same, without lawful Authority; for this is Pound-breach, and Enquirable.

Encroachment.

Also, it is an indispensable Duty upon you to enquire, Whether any Person hath removed, or taken away any Meer-Stones, Boundaries, or Stakes between this Lordship, and any other next adjacent, or between Tenant and Tenant; that you may present the same.

Common

Common inclosed.

Likewise, you are to enquire, Whether any Tenant of this Mannor hath (without the License and Consent of the Lord, and others that are Free-holders) inclosed any Lands, and keeps the same in Severalty, which ought to lie open; for this is also Enquirable, because no Tenant belonging to the Lordship, can (in such case) take his Common therein.

Evidences belonging to the Lord, withheld or concealed.

In like manner, you shall enquire, Whether any Person doth keep to himself, withhold, or conceal any Evidences, Court-Rolls, Rentals, or other Writings or Records, belonging to the Lord of this Mannor, and present the same; for this is Enquirable and Presentable here.

Pains and Penalties formerly imposed, and not performed.

Also, you shall enquire, Whether any Pain or Penalty, formerly kept and imposed at any Court, heretofore set for this Mannor, to be performed or done, hath not been yet hitherto done or performed, in whom the Default is, and present his Name.

Copy.

Copy-holder letting Lease of his Lands, contrary to the Custom of the Mannor.

Likewise, you shall enquire, Whether any Copy-holder hath at any time Demised, or let by Lease, all or any of his Mesuages, Cotages, Lands, Tenements or Hereditaments, which are customary, and holden of this Mannor by Copy of Court-Roll, for any longer time than a year and a Day, contrary to the Custom of the said Mannor, without special License obtained by him from the Lord for doing the same; for that is a Forfeiture of his Estate to the Lord.

Alienation of a Copy-hold Estate by Deed, at Common-Law.

Moreover you are to enquire, Whether any Copy-holder, or Tenant of any Customary Mesuages, Cotages, Lands or Tenements, holden of this Mannor, by Copy of Court-Roll. hath, at any time, contrary to the Custom of the said Mannor, aliened his said Customary Lands and Tenements, or any part or parcel thereof, unto any Person or Persons whatsoever, by Deed (at Common Law) of Lease, and Release, Bargain and Sale enrolled, Feoffment with Livery of Seisin thereupon, or otherwise, without Surrender, according to the Custom of the Mannor; for this is also a Forfeiture

seizure of his Copy-hold Estate to the Lord of the Mannor, and Enquirable here.

Exchange of Copy-hold Land, for Lands holden by Deed at Common Law.

Likewise, you shall enquire, Whether any Copy-holder, or Tenant of any Customary Lands, Tenements or Hereditaments, holden of this Mannor by Copy of Court-Roll, *Hath*, at any time, contrary to the Custom of the said Mannor, Exchanged, or made Transmutation of the Possession of such his Copy-hold, or Customary Lands and Tenements, or any part or parcel thereof, unto any Person or Persons whatsoever, for Lands or Tenements holden by Deed at Common Law, or *à contra*; whereby the Lord may have disadvantage in amending the one, and impairing the other; for this is Enquirable here.

Cutting down Timber-Trees, without License from the Lord.

Also you shall enquire, Whether any Copy-holder, or Tenant, of any Customary Lands, Tenements or Hereditaments, holden of this Mannor by Copy of Court-Roll, *Hath*, at any time, contrary to the Custom of the said Mannor, Cut down any Tree, which is Timber, without License obtained by him from the Lord of the Mannor for so doing; for this is also a Forfeiture of his Copy-

Of Courts, Léet,

Copy-hold Estate to the Lord of the Mannor, and Enquirable here.

Lopping and Topping Timber Trees, at unseasonable Times.

In like manner, you shall enquire, Whether any Copy-holder, or Tenant of any Customary Lands, Tenements or Hereditaments, holden of this Mannor, by Copy of Court-Roll, *Hath*, at any time, contrary to the Custom of the said Mannor, Lopped or Topped any Timber-Trees, or other Trees, belonging to his Copy-hold, at unseasonable Times, whereby the said Trees may decay and die ; for this is also a Forfeiture of his Copy-hold Estate, and Enquirable here.

Suffering Houses to Decay, and Fall down, for want of Repairs.

Also, you shall enquire, Whether any Copy-holder, or Tenant of any Customary Lands, Tenements or Hereditaments, holden of this Mannor, by Copy of Court-Roll, *Hath*, at any time, contrary to the Custom of the said Mannor, permitted or suffered any Copy-hold, or Customary Messuage or Tenement, Cotage, Barn, Stable, Brew-house, Malt-house, or other Edifice or Building, to Decay, or Fall down, or shall not Repair the same, but suffer them, any or either of them to be uncovered, by which

which Waste is committed ; this is likewise a Forfeiture of his Copy-hold Estate, and Enquirable here.

Who dyed seised since last Court, and who is next Heir.

Likewise, you shall enquire, Whether any Copy holder, or Tenant of any Customary Lands, Tenements or Hereditaments, holden of this Mannor, by Copy of Court-Roll, according to the Custom of the said Mannor, *Hath*, at any time since the last Court, *died* so seised thereof, and of what Estate he died so seised, and who is his next Heir, and of what Age ; that the Lord may have his Fine, Rent, and other Services secured to him, and the Heir be admitted Tenant.

Who Surrendred his Copy-hold since last Court, and to whom.

Moreover, you are to enquire, Whether any Copy-holder, or Tenant of any Customary Lands, Tenements or Hereditaments, holden of this Mannor, by Copy of Court-Roll, according to the Custom of the said Mannor, *Hath*, at any time since the last Court, Surrendred any Copy-hold Estate into the hands of the Lord's Bailiff, or into the hands of any of the Copy-holders, or Customary Tenants of the said Mannor, to the Use of any other Person : For upon every such Surrender the Lord
D ought

ought to have a Fine, and the Parties, in whose hands the Surrender was made, ought to come to the next Court, and present the same Surrender so taken, and put the same into the hands of the Lord, to the use of the Alienee, that is to say, to the use of him to whom the Surrender was made; or otherwise, such Person that took such Surrender, forfeits his Copy-hold, for not bringing in the same, and done what in him lies to make the Lord lose his Fine, as also to disinherit him to whose use the Surrender was made.

Corolary.

Lastly, you shall enquire, If all the Defaults and Complaints that were presented at the last Court were sufficiently redressed, or not; And if all the Laws and Orders you formerly made are observed and kept: and you shall also enquire of all other Things which you think convenient to be Enquired into.

And so you may go together, and Enquire of your Charge, &c.

Another

Another Form of Charge.

Preamble.

Gentlemen of the Jury,

THE Lord of this Mannor has thought fit to appoint me his Steward to keep this Court here ; whereby (though I am at present a Stranger to you, and to the Customs of this Mannor) it now lies upon me to acquaint you with what is your Duty ; wherein if I shall in any particular misinform you, whom I am very well satisfied have a perfect knowledg of your Business in this Place, and what is here Enquirable into and Presentable, I must desire you to remember, That it is impossible for me to understand all the particular Customs of this Mannor, without some longer acquaintance with it.

Charge.

The Charge I shall give you shall be short, consisting only of the Heads of those Things which are generally enquired into, and presented in most of the Court-Barons of this Realm, and as I am informed in this Court-Baron.

Suit.

First, you are to enquire of all Persons that owe Suit to this Court, and make De-
D 2
fault,

fault, and you ought to present their Names ; for all such Persons as hold of the Lord by Suit of Court, wheresoever they live, or of what age soever they be, should attend here, or be amerced.

You are to enquire of all manner of Aliens, whether the same be by Death, or by Surrender.

Death of Tenants.

If any of the Tenants is dead since the last Court, or before, and his Death is not presented, you ought to enquire what Lands he held of this Mannor, and how the same were holden, and what advantage the Lord has by his Death by Relief, Escheat, or otherwise, and who is his next Heir, and of what Age he is.

Surrenders.

If any Copyholder of this Mannor, since the last Court, hath surrendred any of his Copyhold Lands, holden of this Mannor, to the use of any other Person, by the hands of other Copyhold Tenants ; every such Surrender, whether absolute or conditional, must be presented at the Court, otherwise they who have taken such Surrender forfeit their own Copyhold.

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Lands and Services concealed.

Also, if any of the Lord's Lands, Customs, Rents, Services, Franchises, Royalties or Evidences, be concealed or withheld from him without his consent, by whom, and what it is, and how long it hath been withheld.

Incroachment.

Also, if any Incroachment be made upon the Lord's Land, or upon the Common, without License of the Lord.

Trespass.

Also, if any Trespass is made upon the Demeasnes of the Lord; or if any Tenant take away his Hawks, Wood, Fish, Fowl, and the like; or hawk or hunt in his Manor without his leave.

Who is Tenant.

Also if any Tenant have aliened their Lands without notice to the Lord, and when, what, and to whom, and what is due to the Lord thereby by the Custom; for the Lord must know who is his Tenant, that he may know of whom to expect his Service.

Also, if any Tenant have committed any Forfeiture. Free-holders may forfeit by

committing Felony; in which Case, after the King hath his year and a day, the Lord is to have his Land. Also, if a Free-holder aliens his Land in Mortmain, that is, to a Bishop, Parson, Vicar, or Corporation, where there is a Succession, viz. to them and their Successors, without licence of the King and the Lord; this is likewise a Forfeiture.

As to the Copyhold-Tenants they may forfeit, by committing Felony, doing Waste, letting Houses fall, or be very ruinous by want of Repair; or if a Person have two Copyholds, and impairs one to amend the other, by cutting down or marring Timber, contrary to the Custom, by passing or letting their Land by Charter or Deed; for it must be by Surrender, by letting for longer than a Year and a Day without Licence, according to the Custom; By not paying his Rent, or performing his Services, as Suit of Court, and the like; especially if he deny and refuse it: If any Rescous or Poundbreach be made of a Distress taken by the Lord, or his Bailiff, within the Mannor, for any Rent or Service due to the Lord: if any remove antient Bounds between Lord and Tenant, or one Lord or another, or between Tenant and Tenant, and many other ways, he may forfeit his Copyhold,

Common,

Next, I shall put you in mind of some Things you are to enquire into, which concern

cern the benefits of the Tenants; namely, You are to enquire if any take Common that hath no right to it, or having Common keep more than his number, or the quantity of his Land, or chase and rechase between two Farms in two Parishes, or put in Cattle not Commonable; or inclose, dig, build upon, or otherwise abuse and oppress the Common, without License of the Lord, or any Tenant inclose the Land which ought to be in Common.

Conclusion.

Lastly, you are to enquire of all other Things (though not mentioned by me) which you know in your Consciences to appertain to your Charge, and that ought to be enquired into. This, Gentlemen, is all I shall at present say; so you may depart, and consider of your Charge.

Tenant's Death.

If any Tenant's Death be presented, and the Heir comes not in, then the Crier is to make Proclamation, and say, If any one can make any Title or Claim to the Copyhold-Lands and Tenements, holden of this Mannor of which *A. B.* died seized, Let them come in, and they shall be received, or else the same will be seized in the hands of the Lord of the Mannor for want of a Tenant. This is the 1st, 2^d, or 3^d Proclamation.

Surrenderer.

¶ After 3 Courts you may seize:

So likewise if the Surrenderer comes not in, then you are to make Proclamation, and say, *A. B.* come into Court, and be admitted to the Copyhold-Lands and Tenements, holden of this Mannor, which were surrendered to the use of you and your Heirs, (or as the Surrender is) or else the same will be seized in the hands of the Lord, &c.

Admittance.

If any come to be admitted, you are to examine what Claim they pretend; whether Heir at Law, Devisee, Purchaser, or otherwise, and draw short Minutes of the same for your Memory to draw it afterwards up in Form; and upon your admittance you are to repeat how the Title stands. As for Example: If one that is Heir come to be admitted, you take hold of one end of a Rod, and he that is to be admitted, on the other end; and you must say, Whereas at this Court (or before) the Homage presented, that *A. B.* Copyhold Tenant of this Mannor, before this Court, died seized of certain Copyhold Lands and Tenements, holden of this Mannor, and that you *C. D.* is his Eldest Son and Heir, (or only Son and Heir, or Brother and Heir)

as the same is. Whereupon you come into Court, and crave to be admitted Tenant to the Premisses.

The Steward's Admission of a Tenant.

The Lord of this Mannor, by me his Steward, doth hereby deliver you Seisin by the Rod, and admit you Tenant to the Premisses) that is to say) to one Mesuage, &c. and this is to hold to you, and your Heirs at the Will of the Lord, by the Rents, Customs, and Services therefore due and accustomed; you paying your Fine, and performing your Suits and Services.

The Oath of Fealty.

Then you swear him Fealty thus, You *A. B.* do swear that you will be faithful, and fealty bear to the Lord of this Mannor, for the Lands and Tenements that you claim to hold of him; that you will from time to time pay, perform, and do the Rents, Customs and Services therefore due and accustomed, and at the Times assigned. So help you God.

¶ Fines upon a Discent (unless certain, as in some Mannors) are a year and a half's Value of the Land, but upon a Purchase commonly 2 year's Rent.

¶ Before Admission, every one admitted must pay the Arrears of Rent, or else the same is lost.

There

Of Courts-Liet;

There are likewise Free-holders as well as Copy-holders, and they for such Freehold-Lands must make a Recognition to this effect.

Acknowledgment of the Tenant.

You *A. B.* do acknowledg to hold of the Lord of this Mannor, by Fealty, Suit of Court, and the yearly Rent of 4 *s.* one Messuage, &c. which you claim by right of Inheritance, as Son and Heir of *C. B.* your late Father deceased.

And then swear him Fealty.

Copy-holders may be admitted, and Freeholders make their Recognition by Attorney, as well as in Person.

In Recognitions, if by descent, the Tenant pays the Lord Relief, that is, a years Quit-Rent, but otherwise on Purchase.

The next Thing will be to know the Fees, which are commonly different in most Mannors, but this is the *Medium*.

The Fees.

	l.	s.	d.
For Entry of every Conditional Surrender. _____	0	2	0
For every Acknowledgment of Satisfaction. _____	0	1	0

In

In Admissions.

Reciting every Proclamation.—	o	6	6
Reciting a Will and Surrender } to the use of the same.---	o	6	8
Admiss. Cop. & Entr. commonly } according to the length of the } Parcels, if an ordinary length.	o	13	4
Surrender to the use of a Will —	o	2	o

Feme-Covert.

A Feme-Covert cannot pass a Surrender but by the Steward or Lord's hand, and she must be privately examined, viz. That you are Free and willing that the Lands and Tenements in this Surrender contained, should be conveyed to C. D. and his Heirs (or as the Surrender is) and this is without Compulsion of your Husband.

The Fees of which is — 6 s. 8 d.
And taking the Surrender. 3 4

But amongst Parcels of Land, you will find some *Ac etiams* or *Nec-nons*; you must remember, that is a Distinction that have been formerly in several Copies, and several Peoples Lands, and for every of these you are besides the *adm. Cop. & Entr.* to have ————— 6 s. 8 d.

When

When all Business is done.

Oyes ; and let the Crier repeat after you, viz. All manner of Persons that have any Thing more to do at the Court here this day holden and kept, let them come in, and they shall be received ; otherwise they may depart this time, and give their Attendance upon a New Summons.

The Method of making up a Rental of a Mannor.

A Rental of the Mannor of S—— for one Year, ended at the Feast of St. Michael the Archangel, in the Year of our Lord, &c. as followeth, viz.

J. R. Gent.

For Two Mesuages, or Tenements, and Fifty Acres of Land	} s. d.	xiii. iiii.
Meadow and Pasture, lying in B. —————		

T. K. Gent.

For One Messuage or Tenement, and certain Lands in, &c. ———	} ii. vi.

So set down as many as be in this form.

In all, &c.

I would not willingly fill this Treatise with needless Repetitions; but for the sake of such Persons as shall have occasion, I have here incerted a Table of such Presidents as may be useful, and found in our Books of Presidents.

Grants of Stewardships.

A Grant of the Stewardship of a Mannor during Pleasure. *Book of Instruments*, p. 148.

Idem *Ars Clericalis*, Part I. p. 189.

A Grant of the Stewardship of a Court during Life. *Book of Instruments*, p. 218.

Idem. *Compleat Conveyancer*. p. 145.

Letters of Attorney.

A Letter of Attorney for an Under-Tenant to appear at the Mannor-Court, and there to do Suit and Service to the Lord of the Mannor. *Book of Instruments*. p. 61.

A Letter of Attorney to appear at a Court, and take Admittance unto Lands Surrendred. *Book of Instruments*, p. 62. 69.

A Letter of Attorney to surrender and sell Copyhold-Lands. *Book of Instruments*, p. 69.

A Letter of Attorney to appoint a Steward and Bayliff of a Mannor, and to keep Courts. *Scrivener's Guide*, p. 73.

A Letter of Attorney to surrender Lands to the use of a Will. *Scrivener's Guide*, p. 7c.

A Letter of Attorney to take admittance of Copy-hold Lands, and after admittance to surrender. *Scrivener's Guide*, p. 89.

Surrenders.

A Covenant to surrender Copyhold-Lands. *Modern Conveyances*, p. 137.

A Surrender of Copyhold-Lands, conditional by the Hands of 2 Customary Tenants out of Court. *Ars Clericalis*, Part II. p. 603.

A Surrender of Copyhold-Lands made into Tenants Hands. *Ars Clericalis*, Part II. p. 604.

A Surrender of Copyhold-Lands made in Court before the Steward, and the Examination of the Wife. *Ars Clericalis*, Part II. p. 605.

A Surrender of Copy-hold-Lands by way of Mortgage for payment of Money. *Ars Clericalis*, Part II. p. 606.

Surrender of Copyhold-Lands in the Court, with admission of the Tenant accordingly. *Ars Clericalis*, Part II. p. 607.

A Preamble of a Covenant (in Nature of a Mortgage) upon Surrender of Copyhold Lands. *Ars Clericalis*, Part II. p. 686.

Recovery

Recoverys.

A Covenant to suffer Recovery in a Court-Baron. *Scrivener's Guide*, p. 239.

To suffer a Recovery in a Court-Baron by Plaintiff. *Ars Clericalis*, Part I. p. 340.

Other Presidents relating to Copyhold-Estates.

A Bargain and Sale of Copyhold Lands. *Ars Clericalis*, Part II. p. 398.

A Bargain and Sale of Copyhold-Lands, &c. with Covenants of Assurance. *Ars Clericalis*, Part II. p. 401.

A Feofment of Free-hold, and to surrender Copyhold-Lands. *Bridgman*, p. 31.

An Indenture of Covenants upon Contract on purchase of a Copy-hold, where part of the Purchase-Money is paid, and the Purchaser to be at liberty to proceed in the Purchase. *Scriveners Guide*, p. 34.

Covenants for purchasing the Equity of Redemption of Copyhold-Lands mortgaged. *Scriveners Guide*, p. 36.

A Declaration of Trust upon admitting Lives into a Copyhold with necessary Covenants. *Scrivener's Guide*, p. 28.

A Bond to Surrender Copyhold-Lands, wherein the Obligor is admitted in Trust for the Obligee. *Scrivener's Guide*, p. 124.

A Bond to pay 40 s. more for a Fine on admittance to a Copyhold if the Lord have not another Fine for admittance of the same Lands within three Years. *Scrivener's Guide*, p. 127.

A Release of a Copyhold-Estate. *Scri-
vener's Guide*, p. 339.

A Settlement before Marriage of a Copy-
hold Estate, where (according to the Custom
of the Mannor) there is a dead year af-
ter the Death of every Tenant. *Scri-
vener's Guide*, p. 407.

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COURTS-BARON

AND

COPYHOLD-COURTS.

Courts-Baron incident to a Mannor:

COURTS-BARON is incident to a Mannor, and a Mannor cannot be without a Court-Baron, and Suitors or Freeholders, two at the least: for if all the Freeholders (except one) Escheat to the Lord; or if he purchase all (except one) there his Mannor is gone, for that it cannot be a Mannor without a Court-Baron, and a Court-Baron cannot be holden but before 2 Suitors at the least. A Court-Baron is incident to a Mannor, as a Court of Py-pouder to a Fair. By the Grant of a Mannor *cum pertinentiis*, the Court passeth; and a Man cannot grant his Court, but he may grant the Profits of his Court. *1 Brownl. 175. Brown's Case.*

*To be held within the Mannor, unless by
Special Order.*

The Court Baron must be holden within the Mannor, for if it be holden without the Mannor it is void, unless a Lord being seized of two or three Mannors hath usual time out of mind kept at one of his Mannor-Courts for all the said Mannors, then by Custom such Courts are sufficient in Law, albeit they are not holden within the several Mannors, 1 *Just.* 58. a.

Of a Customary Mannor.

2 sorts of
Courts-Baron.
rem.

There may be a Customary Mannor held by Copy, and such a customary Lord may keep Courts and grant Copies, 11 *Rep.* *Nevil's Case.* Cr. *fac.* 260. *contra.* For you must note, There are two sorts of Courts-Baron, one at Common Law, incident to every Mannor, and is of Freeholders, and the Freeholders are Judges. There is also a Customary Court, consisting of customary Tenants, for without them it cannot be, and this Court may be holden without free Tenants, or other Suitors (except Copyholders) and of this Court the Lord or his Steward is Judge, 1 *Just.* 58. And when the Court-Baron is of this double nature, the Court-Rolls contain matters appertaining to both.

Court

Court for Copyholders.

When the Lord of a Mannor having many antient Copyholds in a Vill, grants the Inheritance of all his Copyholds to another, the Grantee may hold Courts for the customary Tenants, and accept Surrenders, and make Admittances, and Grants; for altho this is not a Mannor in Law, because there want Freeholders, yet there may be holden a Court for Copyholders, and the Lord or Steward is Judge; and as the other being a Court-Baron may be called the Freeholders Court; this may be called the Copyholders-Court, and so if all the Freehold do escheat, or if the Lord release the Tenures and Services of all his Free Tenants, yet the Lord may hold a customary Court, for all his Copyhold-Tenant. So if the Lord demise all his Lands granted by Copy to another for a thousand years, such Lessee may hold Courts for the Copyholders, 4 Rep. 16. *Melwick's Case.* c. 17. f. 27. These number of Copyholds may support a Custom, but a single Copyhold cannot hold a Court.

*Who may
keep a Copy-
hold-Court:*

Tenant at will of a Copyhold-Mannor, may grant Copyhold Estates, but cannot keep Courts.

If Guardian in Socage keeps Courts in his own name, and grants Copies, it is good, and shall bind the Heir. *Cr. Jac.* 55. 98. *Shoplend and Ruder.*

Of Courts-Liet,

The Lord himself may grant or make admittance out of the Mannor, at what place he pleaseth; but so cannot the Steward, 4 Rep. 26. 27. *Molincx.* But as was said before, by Custom the Court may be held out of the Mannor, and Grants and Admittances there made be good. An Honour consists of many Mannors, yet all the Courts are distinguished, and have several Copyholders, and tho there is for all the Mannors but one Court, yet are they *quasi* several and distinct Courts, and so it was usually in the time of the Abbots, they kept but one Court, for many Mannors. Cr. Cur. 361. *Segord and Hone.* 11 Rep. 12. 18.

How often Courts-Baron are to be kept.

The usual and accustomed time is to keep this Court every 3 weeks, and tho in Court-time out of mind hath been hath holden within the Mannor, yet it is not thereby extinct and lost; for it is incident to a Mannor of common Right, 4 Rep. 26.

Splitting Actions in a Court-Baron.

Upon Affidavit that the Debt was above 40 s. and divided into several Actions in a Court-Baron, the Court awards a Prohibition and Attachment, p. 14. Car. II. R. R.

Pledges.

Pledges.

In Action upon the Case it was excepted in arrest of Judgment that the Count is, that whereas in *Cur. Manerii de B.* the Plaintiff was Pledg for the Defendant, &c. he was forced to pay, which is ill, that being to be intended. Court-Baron where Pledg is not requisite, *sed non alocatis*, for it may be the King's Court, although it be the Court of the Mannor, as *Southwark*. 2. It's said the Plaintiff became Pledg, *in placito debiti*, and so it may be only for appearance, *sed Cur. contra*; for no Plea can be till after that, and so it must be intended to pay the Condemnation: And altho no Pledges be requirable, yet if in fact it be required, and the Pledg suffer, he may hereby recover, p. 16. *Car. II. B. R. Nicoll. and Killigrew.*

Condition in (Debt on Bond) to appear to Action split in a Court-Baron, and answer the Costs and Condemnation by a Day, the Defendant on Oyer pleaded, 23 *Hen. 6. c. 10.* that he was attached by his Goods by Process out of the Court, and detained till by Procurement of the Bayliff he entred into the said Bond to him. The Plaintiff demurs; for this Process is only for Attachment of Goods, and not by arrest of the Party, and so the Party is not in Danger of Imprisonment, and the State is made for safety of Men's Persons, not of their Goods, *per Cur.* the Clause that all other Bonds

should be void related only to the former Clause to such as are in Prison, and yet they seemed that if Bond be given for fear of Arrest, its void. Also this Bond is not entred into the Bayliff, but unto the Plaintiff, yet such Bond is void at common Law, the Plaint is for 39 l. in the Court of *Norton Folgate*, and the Bailiff caused Bond of 40 l. to be made to the Plaintiff to appear and render the Defendant on Judgment, or pay the Condemnation, and *per Hyde, C. J.* Altho the Bond be made void by Common or Statute Law; yet being on Record, if it appear void, as it does here for the unreasonableness of the same extorted, the Court may vacate it; for the Distress there should be but small, and the Court ordered Information to be brought against the Bailiffs for this Extortion, 12 Car. 2. p. B. R. *Randall and Keste.*

Of *Levar fac* in a Court-Baron.

In Trespass of taking a Cow, the Defendant justifies by Process out of an hundred Courts being *taliter processum*, without entring of Continuances; also there can be no costs thereupon appearance, because the Person is not attached, but the Goods; also a *Levar fac* is in process there but a *Disfringas*: but *per Cur.* the constant course in all Courts is by *Levar fac*, and this is meant by the old Books by a *Disfringas*; also by a *Disfringuas* the Party would have no remedy, but only Issues be forfeited in the

the hundred Courts. 2. The Judgment being given below of matter within their Jurisdiction, it must be reversed by false Judgment, *Hill. 24. Car. 2. B. R. Do & Purmitur.*

Dolben Steward of *Weshminster* gave Judgment therein Action on the Case, on consideration that the Plaintiff sent and delivered an Horse to the Defendant, the Defendant promised to pay 5 *l.* to the Plaintiff, which he had not done *ad damnum* 40 *s.* after Verdict, and 30 *s.* damages. *Witbens* excepted that this was out of the Jurisdiction being above 40 *s.* and so it appeared on Record. *Croft's contra*, that the Plaintiff can have no more Damages than he counts off, which is but 40 *s.* and therefore well enough, and for this cause the Plaintiff had Judgment. *M. 28 Car. 2. B. R.*

If one pleades well that he hath a Mannor, and shew it he need no more to intitle himself to a Court-Baron, one Mannor cannot have 2 Court-Barons.

Tenant at Will of a Mannor cannot hold a Court-Baron.

Quo Warranto lies of a Court-Baron. *Cr. Jac. King versus Kapperton.*

I must make a good Title to the Mannor, otherwise I cannot justify the keeping of a Court-Baron.

A Man cannot be ousted of his Court-Baron, unless he be ousted of his Mannor.

Stafferton pleads to the *Quo Warranto*, that Sir *Henry Nevill* was seized of ancient Mannor, of which Mannor the Mannors of

Newnham and others are Parcel, and Conveys to himself from Sir *Henry Nevill*, admittance to the Mannor of *Newnham*, and so of 2 others, viz. *Laker* and *Aylworth*, by the Names of so many Acres and Shires, that a Messuage and seven Acres of Customary Lands used to be demised, were to him conveyed by Sir *Henry Nevil*, *tenend. secundum Consuetud. Manerii*. He pleads he ought to have said that such a Mannor had been used time out of mind to be granted by Copy: and also that time out of mind such Grants or Donees had used also to hold such Court-Baron, and so he ought to have prescribed in all these. 1 *Bulsh.* 54. *Stafferton n.*

In a Court-Baron,

The Lord is Chief to command and appoint, and he is sometimes Chancellor in Cases of Equity:

The Steward to direct and record:

The Freeholders to asseer and judge Amerciements, and to return and certify Judgment:

The Copyholders to inform Offences committed against the Lord within the Mannor, and to present such things as shall be given in Charge by the Steward:

The Bayliff to execute the Process of the Court, and to make return into the Court of the Execution thereof.

Antiquity

Antiquity of Courts Baron.

The Court-Barons are very antient, for the antient Kings of this Realm, who had all the Lands of *England* in demeas'n, (*i.e.* in their own hands or totally at their disposal) did Grant a certain compass of Ground to some great Personages, with liberty to parcel out Lands to other inferiour Tenants, reserving such Duties and Services as they thought fit, with power to keep Courts, where they might redress Misdemeanors within such their Precincts, and decide Controversies of *meum* and *tuum* within their Jurisdictions these Lords Noblemen performing such Services, and paying and yielding such Rents, &c. as the said King's by their Grants reserved. These Grantees were great Lords, and called Barons, and were such as came to Parliament, and from thence it keeps the Name of Court-Baron to this day, tho in process of time by the Grants of such Barons, Lands, and Mannors, came into the hands of Knights and Gentlemen by Purchase as it is at this day.

Courts-Baron ordained for three ends.

1st. These Courts-Baron were ordained for three Ends and Purposes to adjust Differences between Lord and Lord adjoining.

2^{ly}. To keep rest and quietness between Lord and Tenant, that the Lord should permit the Tenant to enjoy, paying his Rent,

Rent, and performing his Services, and that the Tenant should not wrong the Lord by withdrawing his Rents, Customs, or Services.

3. To set things right between Tenant and Tenant, and if any Wrong be under 40 s. here is the place of redress for it, and every Trespass and Offence must be punished by Amerciament, which must be presented by 12 Men that be sworn in the Court.

The Differences between a Court-Leet and Court-Baron are,

1. Courts-Baron are inseparably incident to a Mannor, so that every Lord of a Mannor may keep a Court-Baron, but few have Leets, without special Prescription, or some special Patent from the King.

2. In Courts-Baron the Suitors are Judges, but in Courts-Leet the Steward is Judge.

3. Courts-Baron are kept once every three weeks, but Courts-Leet by the Statute *Magna Charta*, cap. 35. are to be kept but twice every year, one time within a Month after *Easter*, and another time within a Month after *Michaelmas*.

4. Courts-Baron may be kept in any place within the Mannor, but in Courts-Leet, by the said Statute of *M. Charta* is to be kept in *certo Loco ac determinatio* within the Precinct.

5. Courts-Baron cannot subsist without two Suitors at least, but Courts-Leet can well

well subsist without any Suitors.

6. Court-Barons enquire of no Offences committed against the King, but Courts-Leet enquire of all Offences under High Treason committed against the State and Dignity of the King.

7. Originally Courts-Baron belonged to inform Lords of Mannors, but Courts-Leet belong to the King only.

8. A Writ of Error lies on a Judgment given in Courts-Leet, but not so of a Court-Baron.

9. In a Court-Baron Action of Debt lieth for the Lord himself, because the Suitors are Judges; but in a Court-Leet the Lord cannot maintain any Action for himself, because the Steward is Judg.

Presentments in a Court-Leet.

If a thing be presented at the day in a Leet, if it pass that day without being repealed, it stands ever; therefore if a faux Presentment be made, he shall have an Action the same day against the Prosecutors; but if he stay till another day, it's otherwise.

Traversing Presentments.

In some Cases the Law admits the Party to traverse, but in most Cases not. *Dier.* 13. If one be presented in a Court-Leet for a Blow pipe, or any other personal Wrong, this Presentment is not traversable, but the Parties

Of Courts-Leet,

Parties without remedy therein, tho the Presentment be false, and matter of it untrue, because no Process is there awardable against the Party to call him to answer, but the Party may remove the Presentment into the King's Bench, and there he may traverse it, and so if the Presentment touch Freeholds.

He who is amerced in a Court-Leet may traverse the Resiency.

Council prayed to discharge a Constable chosen by 3 Justices of the Peace in the Parish of *Homeby*, because it is a place exempt, and warrants there executed by the Bailiff of the hundred of *Nobottle-Grove*, *sed non allocati*, the Justices of Peace have Power to elect Constables of Hundreds, or particular Parishes, as *Custodes Comitatus*, where there is no Leet or particular Power in the Lord of a Mannor to choose, as was the Lord *Wentworth's* Case, 1 *Ralsf.* 174. who elects in *Hackney* and *Stepney*, and here no Leet appears, nor other right to choose. *Stat. 21 Car. 2. B. R. the Case of Terrey and Furnes.*

27 *Ass. p. 6.* It was presented in a Leet that *J. N.* had inclosed such Lands which ought to lie in common for all the Inhabitants of a Veil, &c. *ad commune nocumen- tum Inhabitant. ville præd.* and this Presentment was adjudged void; for this is a private tort to the particular Inhabitants of this Veil, and no publick common Nuisance. *Wermberton and Burton's* was in *Replevin*, the

the Defendant made Conveyance as Bailiff to Sir *Foulk Grevill*, for that he had a Leet within his Mannor of *D.* and that at such a Court the Plaintiff was amercced for putting his Geese upon the Common there, and for that Amerciament distreined; and because it was not shewed that the Common was within the Leet, as also because the Court held that it was not any Article inquirable in a Leet not punishable there, it was adjudged, *per Quer. Cr. El. 448.* Presentment for surcharging a Common is not good, 2 *Rolf. ab. 81. Bere and Storer.*

A Presentment is for enclosing a Croft, in which the *Gents del Vill*, have Common in annoyance of all the People of the said Vill, is not good, for an Affize lieth.

Stewards. *Vid. Fines.*

All Stewards of Courts are either by Deed, or without Deed, for one may be retained to keep his Court-Baron, and Courts-Leet without Deed, and that Retainer shall continue till he be discharged, 1 *Just. 61. 6. 4. 27. 30.* and such Stewards may take Surrenders of Customary Tenants out of Courts, 4 *Rep. 30. Lyalcroft's Case*, but the Custom must warrant it. *Note, A Difference between a Steward of a Mannor and a Steward of Court; Stewards of a Mannor may take Surrenders in any place, 1 Leon. p. 227. Blagrove and Wood.* The Steward may make his Precept by word to the Bailiff to distrain.

In

In all actions real which concern Lands the Suitors are the Judges.

The Steward is Judg in a Court-Leet, and in the Court-Baron the Suitors.

Steward
makes his
Deputy
what he
may act.

A Steward appoints his Deputy to keep a Court *ad Tradendum*, Copyhold-Land to be for Life; the Deputy commands *A.* his Servant to keep Court, and grant the said Land, and the Custom found did not extend further than the Deputy, though a Deputy cannot transfer his Authority over being an Office of trust, yet *per Cur.* to take a Surrender, and grant Land by Copy is not any judicial Act; and the admitting a Copyholder is not any judicial Act, for there need not be any Suitors there who are Judges, and such a Court may be holden out of the Precincts of the Mannor, *per Cur.* the Grant is good, especially if the Lord of the Mannor agree to it afterwards, *i Leon. 286. Ld Dacre's Case*, one is made Steward *ad exequendum per se vel sufficien. deputat. summ.* *J. S.* makes *A.* his Deputy *hac vice* to take a Surrender, and *ad ulterius faciend.* &c. it's a good Deputation, and tho the Authority, was to take the Surrender absolute, and he takes a Surrender upon Condition, yet it's good by reason of these words, *Et ad ulterius faciend. Cr. El. p. 48. Randol's Case.*

A Stewardship was granted to *A.* to execute the Office, *per se vel sufficien. deputat. summ.* *A.* made a deputation to *M.* *ad capiend. unum sursumreddititionem*, of *J. W.* and *J.* his Wife, and to examine *J. ea intentione*,
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that the said *J. W.* and *J.* might take an Estate back for their Lives, the Remainder over to *T. B.* in Fee; *M.* took two several Surrenders from the Husband and Wife, the Remainder to *J. B.* in Fee upon Condition to pay a certain Sum of Money, and *per Cur.* the Proceedings are well warranted, by the Deputation aforesaid, 1 *Leon.* 289. *Burgefs and Foster.*

If the Surrender and Regrant is entred in the Roll of the Court, dated to be holden the 2d day of *May*, and the Deputation bearing Date the third day of *June*, after *per Cur.* this Misentry of the Date of the shall not prejudice the Parties, for this Entry is not matter of Record. *id. ibid.*

Misentry of the Date of the Court.

An Infant is not capable of the Stewardship of a Mannor, *March.* 41.

Baron and Feme, Copyholder in the Right of his Wife Surrenders out of Court in to the hands of the Steward, and she was examined by him, and it was not proved that he was Steward by Patent, nor any special Custome to warrant it, and yet good. *Cr. Jac.* 526. *Swithen and Cage.*

The King's Copyholder is attained of Felony, whereby his Copyhold Escheats. The Steward may grant this over *ex officio*, without any, especial Grant, for the Custome of the Mannor warrants the Steward of the Mannor for the time being to grant it; and the Custome binds the King, his Heirs, and Successors; but tho he may by the Law do this, yet his Duty, is before he makes

King's Steward may grant Copyhold, that Escheat.

makes any such Grant, to inform the Lord Treasurer of *England*, Chancellor, and Barons of the *Exchequer*, or any of them, for his better direction. 4 Rep. 30. *Harris and Joye.*

King's Auditor not to appoint Stewards.

And in the same Case it was resolved that the Auditor, or King's Receiver had not Power to retain afterward to hold the King's Courts; and this Case is reported in *Cro. El.* 699. the King's Auditor and Surveyor for the County of *N.* appointed a Steward for one of the Mannors, *illa vice*, he kept Courts, and granted Copyholds, &c. their Appointment is not good, they have no Authority to appoint Stewards, the one being to take accounts, and the other to survey Land, and the Grant is not good; they ought to have Letters, Patents, of the Office of Steward. Things of necessity done by a reputed Steward, are good, if they come in by Presentment from the Jury of necessity, are good, as the admittance of an Heir upon a Presentment or Admittance by a Surrender to an use, but acts voluntary as a Grant of a Copyhold not good, *ibid.*

If the Steward diminishes the antient Rents and Services, its a void Copy.

If a Lord command the Steward that he shall not grant such Land by Copy; if he grant it, it's void.

Copyholders moved the Court that the Steward might be ordered to bring in the Court-Rolls to enable him to defend his Title, but the Court denied it, *Stiler*, 128.

As

As to the Authority of an Assise Fines.
Vid. Fines.

Evidence.

What shall be good Evidence to prove a Custom upon a Trial, or a Surrender.

In *Kemp and Carter's Case*, 1 Leon. 55. 70. the Issue was, if the Lord of the Mannor granted Lands in question, *per Copiam rotulorum curiæ Manerii prædicti. secundum consuetud. Manerii prædicti.* it was given in Evidence that the said Mannors were divers Customary Lands, and that the Lord now of late at the Court of the said Mannor granted the Land *per copiam Rotulorum Curie*, where it was never granted by Copy before, *per Cur.* the Jury are bound to find *Domus non concessit*, for notwithstanding *de facto Dom. concessit per Copiam Rotulorum Curie*, yet *non concessit secundum Consuetud. Manerii prædicti.* for the said Land was not Customary, nor had the Custom taken hold of it.

Issue on Grants secundum consuetud. Manerii.

Wadsworth's Case before Judge Crawley at York Assizes, was upon an Intail of a Copyhold within the Mannor of *W.* and several antient Intails shewed in Evidence in *W. Ed. 3d's* time, and Remainders limited over on such Intails and Plaints in nature of *Formedons*, brought there for such Remainders and Recoveries thereupon, and several Issues after had taken their Admittance, as of Fee Simple Lands, as Heirs in Fee, and for this Cause Purchasers look at the Copies, and seeing Fee Simple in admittances are secure, the Estate is so, and apply their Assurances

Intails secured to be cut off.

rances accordingly; the Jury found for the Plaintiff against this Intail, and it shall be presumed that the Intail was cut off some way when many admittances have been in Fee Simple.

The Custome of a Mannor is, that the Wife shall have it during her Life, and upon Evidence it appears that she shall have it *durante viduitate*; this Evidence doth not maintain the Custom, 4 Rep. 1. 3d.

*Issue out the
time of the
Surrender,
and the
Court holds*

If the Parties be at issue on the time of the Surrender made, or the Court holden, the same shall not be tried by the Rolls of the Mannor, but by the Country, and the Party may give in Evidence the Truth of the matter, and shall not be bound by this Misentry of time upon the Rolls, for this Entry is not matter of Record, 1 Leon. 180. *Burgeffe and Foster.*

The Issue was whether Fines called *Gre-sham* Fines (*ab ingressu*) are due to the Lord till full age. Evidence for the Defendant was that other Mannors adjoining had the same Custome not to pay till full age, and allowed, 3 Keb. *Champion's Case.*

By Rolls. If Copy of Court-Rolls are shewd to prove a Customary Estate, the Enjoyment of such Estate must also be proved, otherwise the Proof is not good. *Stiles* 450. *Pilkington and Bugshave's Case.*

A Copy of a Lease which the Lord had in his hands, whereby the Tenant had Power to make Leases, no good Evidence without swearing it a true Copy; also the finding by special Verdict or Admission on former

Pleading

Pleading is good Evidence, unless the contrary appear, 1 *Keb.* 720. *Lee* and *Boothby*.

A Copy of Rolls under the Steward's hand who was Council for the Lord's Plaintiff, was admitted good for the Copyholder, but *contra* of short Notes by way of *Breviate*. 1 *Keb.* 720. *Lee* and *Boothby*. *A Copy of a Court-Roll:*

Copyholders moved the Court that the Steward might be ordered to bring in the Court-Rolls to enable him to defend his Title, but the Court denied it. *Stiles* 128.

The Steward tho he had a Fee, for the Admittance, may be a Witness. 3 *Kil.* *Champion's Case*.

To prove a Custom that a Copyholder may cut Trees, a Copyholder that had not but a Kettle may be a Witness. 2 *Sid.* p. 7.

The Lord may be admitted to give Evidence for the Lessee or Copyholder, tho the Court would have spared him, had there been other. 1 *Keb.* 15. *Gerard* and *Lister*.

By Proof of the Plaintiff the Tenant of the Mannor was by Court-Leet-books by the Presentment of the Homage, and not *per Juratores*, of any certain place; and so it was supplied by Witness, and this was in case of Fisting.

By Consent the Jury had a Copy of Court-Roll given by the Plaintiff in Evidence. 1 *Keb.* 22.

In ejectment the Defendant pleaded Surrender of a Copyhold by the Hands of

F. then Steward of the Mannor. Issue was joined *absq; hoc*, that he was Steward *per Curiam*. This is no issue, for the Traverse ought to be general, that he did not Surrender; for if he were not Steward, the Surrender is void. *Cr. El. 160. Wood and Butts.*

Issue on Surrender, where to be tried.

Where Issue is taken upon a Surrender, it shall be tried, where it was alledged to be done, and not where the Mannor is, of which the Copyhold is holden. *Cr. El. 160. Food and Butts.*

The Issue was, whether a Copyholder in one Town had Common in Land lying in another Town—Exception was to the Trial, because the *venire* was not of both Villages, 1 *Brownl. 41.*

Proclamations which call the Heir to be admitted, must be proved *viva voce*.

Distress.

In a Court-Baron a Distress is not but in the nature of a Pledg to be safely kept; and in a Court-Baron it must be distress *Infinite* on Attachment, therefore they are not a forfeit for non-appearance. *Relv. 194.*

Distress is the thing taken and distraigned upon any Land for Rent, Arrear, Debt, or other Duty, as Customs, Services, &c. or for Tort or Damage feasant.

Note, Distress is inseparably incident to every Service, for Service cannot be seekt, 1 *Just. 150. 151.*

Kindes.

Kinds.

Finite, Which is limited by the Law as oft as it shall be made to draw the Party to trial.

Infinite, Is without limitation, until the Party comes, as against a Jury who refuse to appear upon certificate of Affize.

Grand Distress.

Grand Distress, which is made of the Tenants Goods and Chattels, that the Party had within the County. This lies in 2 Cases.

1st. Where the Tenant or Defendant is attached, and so returns and appears not, but makes default.

2^{dly}. Or when the Defendant had once appeared, and after makes default, 2 *Just.* 254.

Note, Distress in a Court-Baron must be made by Bailiff *Furatos & conus*, 1 *Rol. rep.* 338. what things are distreignable.

For Rent, &c.

Regula.

There must be a valuable Property of it in some Body, therefore Beasts *fera nature*, are not distreignable.

F 3

Things

Things privileged *pro tempore* are not distreignable, as an Horse, when a Man is riding, or an Axe in a Man's Hand, 1 *Just.* 47.

Things which are for the benefit and maintenance of Trades are not distrainable, as Horse in a Smith's Shop for Rent of the Shop; Garment in a Tailors Shop, Meal in a Mill or Marker, Goods in a Common Inn; these are brought for a special Intent, 1 *Roll. al.* 668. *Cr. El.* 549. any thing distreigned for Damage feasant cannot be distrained for Rent: for it is in the Custody of the Law.

Regula.

Nothing shall be distrained for Rent which cannot be rendred in as good plight as it was at the time of the Distress taken, as Sheaves of Corn, but Carts of Corn may, and Seaves may be distreigned Damage feasant, 1 *Just.* 47. a.

Averia caruce not to be distreigned.

For Damage feasant.

Sheaves of Corn may be distregned Damage feasant, tho not for Rent.

Money cannot be distrained, unless it be in a Bag.

For Knights Fees of Parchment, the Horse of any Man shall be distreigned through the whole Village. 11 *H.* 4.

Fishes

Fishes in a Pond cannot be distrained.

A Hive of Bees may be distreigned. N.R.

o8. D.

A Barge was distreigned by Prescription.

Dier. 117. Part. 23.

A Man may not distraign Hay in a Barn for Services, for that it cannot be known again to have Deliverance in Replevin, 1 Roll. 667. Cooper and Pollard.

If a Man Lease Tythes, rendring Rent, when the Tythes are served, he may not distrain the Tythes for Rent, 1 Rol. 667.

In distress for Rent upon a Lease for years, the Cattle of a Stranger may be distreigned, if they were Levant and Couchant, 1 Just. 47.

A Man seized of a Rent, Charge, or Service for Life or in Fee, and grants this Rent, or to another and Heirs, the Tenant's Attorney. Such Grantor is without Remedy, for the Rent-arrear before his Grant, 4 Rep. 49. Oguel's Case.

Demand for the Rent is not necessary; for the Distress is a Demand.

Note, For Rent Charge, or Rent-Service, a Man shall not distraign in the Night, otherwise of Damage feasant, 4 Rep. 66.

After the Term ended no Distress can be.

Lessee for 20 years makes a Lease for 10 years reserving Rent-arrears incur Lessee

for 20 years dies; his Executors shall distrein for the Arrears; for the Arrears were never severed from the Reversion, and it is not like the case where the Reversion descends to the Heir, and the Arrears go to the Executor, 1 Roll. 672. *Wade and Marsh.*

Avowry for Rent-Charge at Michaelmas shall not estop the same Party to distrein for Arrears of the same Rent due before, otherwise of Acquittance. *Sid. M. 13. Car. 2. B. K. Palmer and Stabook.*

If one comes to distraign for Rent-Service, and the Tenant perceiving this, chase the Beasts out, the Lord may pursue them within the View, and take them in whose Lands soever they are, *Pl. 37. 38.*

Distress for Rent may be taken in a House if the Door be open, otherwise not.

A Man cannot distraign for Rent-Service, but in the Land out of which the Rent issues, 1 Roll. ab. 671.

A Man may distraign for the Rent of an House through the Doors or Windows, 1 Roll. 671.

If a Man let an Advowson for Life, rendering Rent, he cannot distraign, for that on the Glebe, 11 H. 6. 5.

If Rent-Service issue out of Land which is in divers Countries, he may distrein for all in one County. *id. ibid.*

Distress taken upon the Possession of the King, is not lawful, 1 Leon. 191.

None shall draw any Distress out of the County,

County, where he hath taken it. 2 *Just.*
106.

Distress for Services.

The Lord may distreign for *Harriot-Service.* *Vid. Harriots.*

No Distress can be taken for any Services that are not put into certainty, nor can be reduced to any certainty, 1 *Just.* 96. a.

Tenant in Dower shall not be distreigned to do Suit for the Land, which she holdeth in Dower, N. R. 390. *English.*

None shall distreign any to come to his Court, but such as shall be within the Fee, M. C. 104.

Distress for Relief.

The Lord may distreign for Relief, but his Executors shall have Debt. 1 *Roll. al.* 665.

Distress for Amerciaments. Fines.

A Man may distreign for Fines and Amerciaments, which are assessed in a Leet, but not in a Court-Baron without Prescription, and may always take the Goods of him who is so amerced, in whose Soil soever they are within the Jurisdiction of the Court, 1 *Roll. al.* 666. *Cr. El.* 792.

For Amerciament in a Leet for Offences done out of Court, Distress lies, and for Offences within the Court, as Fines for Contempt, &c. *Greslye's Case.*

The

The Lord may take a Distress for an Amerciament in a Leet in his own Land, and he may take a Distress for it in the High Street; but a Distress may not be taken of Goods in the Land in the Hands of the King, 1 Roll. 670.

Distress for other things.

The Lord may be distreigned if he refuse to hold his Court to do Execution upon an *accedas ad Curiam*, A. B. 44. E.

If the Lord distreigns where nothing is in Arrear, the Tenant shall not have Trespass, *vi & armis*, if the Lord command his Bailiff or Servant in such case to distraign, the Tenant shall have Trespass, 9 Rep. 76. 6.

Distress for Damage feasant.

If a Man ride o're my Corn, I may not take the Horse Damage feasant, 1 Roll. 664.

If Cattle be stolen, and put into my Ground, I may them take Damage feasant, *Stile.* § 66.

Cattle that estray for default of Enclosures, cannot be distreigned. *Dier.* 372.

A Commoner may justify the taking the Beasts of a Stranger Damage feasant upon the Land. 1 *Roll. al.* 665.

If a Man avow the taking of Damage feasant in a Common where he had Common, he ought to shew that he hath Common

mon for his Cattle. *Levant and Couchant.*
Stile. 428. Brony and Moree.

If the Tenant chase the Beast, the Lord may perſue for Rent, but not for Damage feaſant. *Plo. 37.*

The Beaſts muſt be Damage feaſant, at the time of the Diſtreſs, otherwiſe the Owner may reſcue them. *9 Rep. 66. a.*

The Beaſts of a Stranger may be diſtreigned for Rent or Damage feaſant, but they muſt be *Levant and Couchant*, *1 Rol. al. 668. 669.*

Parſons, Women, Tenants in antient Demefn, not diſtreignable, to come to Leet or Sheriff's Turn.

A Diſtreſs may be good *ratione conceſſionis* not *poſſeſſionis*, as a Man ſeized in Fee makes a Leale for Life, and after grants a Rent-charge. If the Grantor's Cattle come on the Ground, I may diſtreign them, though I cannot diſtreign the Tenant in Poſſeſſion, *1 Bowl. 32.*

What ſhall be ſaid on exceſſive Diſtreſs.

Forty Sheep are diſtreigned for 2*d.* it is exceſſive; but if a Man take 5 Horſes joined in a Carve for 3*d* Rent, this is not exceſſive for the Intierty, *1 Rol. al. 674.*

No Diſtreſs for Homage ſhall be ſaid exceſſive; ſo for Fealty; ſo for the expences of a Knight of Parliament, *4 Rep. 86.*

If the Lord often diſtraign, ſo that the Tenant cannot manure his Land, he ſhall have

have Affize of Solvent Distress, or make Rescous. 4 Rep. 116. 8 Rep. 50. a.

Remedy for a Tortious Distress.

If one Eloign my Goods that are not distreignable by Law, Act of Trespas lies or Action on the Case, 4 Rep. 74. 8 Rep. 11. 6. so Trover lies, *Rel.* 194.

If Distress be abused, Trespas lies, 1 *Anderson* 65.

Of Impounding, and how a Distress shall be demeaned.

He that distreigns any thing that hath Life, must impound it in a lawful Pound; and that is either overt, as the Pintold, and then the Cattle must be sustained at the Peril of the Owner; or Covert in some part of his House, and then he that distreigned them, must sustain them, 1 *Rol.* 673.

They must be impounded within 3 miles in the same County.

But if a Man distreign dead Goods which may take Damage by wet or Weather, he ought to impound them in an House or other Pound-Covert: for if he impound them in a Pound-Overt, he ought to answer for them.

If a Man take a Cow for a Distress, he may not milk her.

If the Lord that distreigns for Rent, or the Owner for Damage feasant, labour and kill,

kill, the Distress-action of Trespass lies.
Cr. Fac. 148. 8 Rep. 146. 6. Carpenter's
Case.

If Beasts die in a Common-pound, this
is at the Peril of the Owner, and then a new
Distress may be taken for the first Cause;
aliter. of a private Pound, tho the Door or
Gate be left open. Dier. 280. Herby. 75.

Hides raw distreigned ought not to be
tapped. Cr. El. 783. Duncomb's Case.

In some Cases a Man may use a Distress
where it is for the Owner's benefit, as scow-
er Armour, full raw Cloth. Cr. El. 783.
Duncomb's Case.

Parco fracto.

If the Owner break the Pound, and take
away his Goods, the Party distreigning
may have a Writ *de Parco fracto*, and he
may also take the Goods that were di-
streigned wherever he finds them, and im-
pound them again; so if a Stranger take
them out, 1 Just. 47.

If a Men distreign Beasts without a Cause
and puts them in a Pound Overt, it is not
lawful to the Owner to break the Pound,
1 Anderson 31.

If a Man distreign Cattle Damage fea-
sant, and put them in the Pound, and the
Owner who had Common there, makes
fresh Suit, and found the Door unlocked,
he may justify in *Parco fracto*, 1 Just.
47. 6.

Rescons

Rescous in { Deed
and
Law

If Distress be taken of Goods without a Cause, the Owner may make Rescous; but if they be once impounded, he cannot break the Pound, 1 *Just.* 47. 6.

As the Beasts are going to the Pound, they enter into the Owner's House, and he withholds, then it is a Rescous. *Ter. Ley. tit.* If Rescous be made to the Servant, yet the Master shall have the Writ. *N. B.* 101. li.

And Rescous is not made, but where he had Possession of the Beasts, or of the Goods, which are rescoused from him: for if one comes to attach a Man, or to distreign, and is disturbed in doing it, he shall not have a Writ of Rescous, but action on the Case, *N. B.* 102. 6.

If a Strangers Beasts be distreigned, he may make rescous.

If the Tenant tender the Rent to the Lord when he is to take the Distress, if notwithstanding the Lord will distreign, the Tenant may make Rescous, 1 *Just.* 161. a.

If the Lord distreign in the High Way, the Tenant may make Rescous.

If the Lord will distreign *averia cactus*, where there is sufficient besides, or if the Lord distreign any thing that is not distreignable, either by Common Law or Statute

Statute-Law, Tenant may make Rescous,
1 *Just.* 161.

One distreigns the Beasts of *J. S.* and
a Commoner, the Commoner rescous to
sever his own Sheep it is lawful, but drive
them away he may not. 1 *Rol. Rep.* 163.

If nothing be in arrear, and the Lord
distreigns, the Tenant may make Rescous,
or if he be so often distreigned, that he
cannot manure his Land, he may have
assize or make Reseous, but he may not
have action of Trespas, *vi & armis* against
his Lord, 4 *Rep.* 11. 6. in *Bevill's Case*.

A. distreigns and impounds, and the
Owner takes them out. A. may take them
again in any place.

Sale of a Distress.

The Lord may sell a Distress taken for
a Fine, *Noy.* 17.

If a Man sell the Distress which he took
and impounded, and buys it again, and
impounds it, yet the Vendition is not ex-
cused. *Dier.* 36.

Distress taken in a Court-Leet shall be
sold, 3 *H.* 7. 4.

Tender amends satisfaction.

Plaintiff in Replevin pleaded that he offer-
ed amends, and doth not shew that he
offered it before the impounding the Cat-
tle: Ill Plea, 1 *Browl.* 173. *Roberts and*
Young.

Offer

Offer of amends cannot be made to the Bailiff, or him that maketh cognizance, nor to the Servant, *Cr. El. A. H.* 813. *Pilkington against Hastings.* 5 *Rep.* 76.

Before the Distress taken, the Tenant may tender the Arrears upon the Land; and if after a distress taken it is wrongful, if he tender the Arrears before the impounding, the Deteyner is unlawful; so it is in Case of Damage-feasant: But Tender of sufficient Amends in Trespass, before the Action brought, is no Bar, because he that tendered the Amends is not Owner of the Goods, as in the other Case. 8 *Rep.* 147. 5 *Rep.* 76.

Vid. Noy. 23. A Distress judged to be Tortious by Tender at the same time that the Distress was made.

In *Pilkington* and *Hasting's* Case, the Plaintiff saith, he tendered 2 s. which was sufficient Amends for the Damage, which he refused to accept, and he need not shew to the Court what the Damages were; for having averred that the 2 s. tendered was sufficient for the Damages, it is enough, *Cr. El.* p. 811.

Replevin.

It is a Writ, and lieth where any Man distreigns another for Rent, or other thing, then he that is so distreigned upon shall have this Writ to the Sheriff (called, *Replegiari facias*) to deliver to him the Distress, and shall find Sureties to persue this Action; and

and if he pursue it not, or it be found and adjudged against him, then he that took the Distress shall have again the Distress, and that is called the Return of the Beasts; and in such a Case lies the Writ *de retorno habendo*. It's derived of the Word *Replegiare*, to deliver to the Owner upon Pledges or Sureties.

Goods may be replevied 2 ways;

- 1st. By Writ *ut prius* at Common Law,
- 2^{ly}. By Plaint by Statute.

Regula.

Note, The Plaintiff must have the Property of the Goods in him at the time of the Taking. *Vid. Proprietate Probunda.*

Regula.

Note, Replevin ought to be certain in setting forth the Number and Kinds of the Cattle distrained; otherwise the Sheriff cannot tell how to make the Deliverance of the Cattle. If it be for *oves martrices*, the Sheriff cannot deliver Weathers; if it be black Horses, he cannot deliver white; but is subject to Action on the Case: His Delivery must be according to the Writ. *Allen p. 33. More and Clipsean.*

G

Replevin

Replevin by Writ.

This Writ is Vicountiel, and in nature of a Justities, in which the Sheriff shall hold Plea to any Value, and is not returnable, 2 Just. 139, 140.

Process by Writ.

When more than one live Beast is distreigned, then the Writ is said, *Replegiari faceret B. averia sua*: When one is taken, then it is said, *Replegiari faceret B. quoddam jumentum*, or *bovem suum*. And when more dead Cattles than one are distreigned, then the Writ is, *Quod Replegiari faceret bona catalla sua*. Doct. Plit. 314.

Pone.

And if this be before the Sheriff by Writ it may be removed into the King's Bench or Common Pleas by *Pone*: By the Plaintiff without Cause, and by the Defendant with Cause put in the Writ; but if it be by Plaint, it may be removed; by *Recordare* by the Plaintiff without Cause, and by the Defendant with Cause. Doct. Plit. 314. N. B. 69. 20.

If Replevin be sued by Writ, and the Sheriff return that the Cattle are not to be found, then a *Wiberham* shall be awarded against the Defendant; and if a *nihil* be returned, then an *alias & pluries Wiberham*,

nam, and thereupon an *Exigent*; and if he do at the return of the *Exigent*, find Pledges to make Deliverance, *viz.* Gage Deliverance; and then the Plaintiff shall declare upon an *Uncore detent*, and go to trial on the right of the Cause of Distress; and if it be found for the Plaintiff, he shall recover his Costs and Damages, and if for the Defendant he shall have a *retorno habendo*: But if upon the Premises the Defendant appear, then *Wubernam* lies; but he shall have Gage Deliverance, or be committed, and the Plaintiff shall count on *Uncore detent*; and if found for the Plaintiff, if the Goods be not delivered, he shall recover the Value and Costs and Damages; if for the Defendant, Costs and Damages, and a *Retorno habendo*. 1 *Brownl.* 168.

By Plaintiff.

By Statute *Malbridge*, c. 21. The Sheriff upon Plaintiff made without Writ, may either by Parol or Precept command his Bailiff to deliver them, *i. e.* to make Replevis of them, and the Sheriff may take a Plaintiff out of the Country Courts, and make Replevin presently, 2 *Just.* 139, 140.

When the Distress is taken and impounded *infra Libertates* that hath return of Writs, the Sheriff must make a Writ to the Bailiff of Liberty to make Deliverance; and if he does not, the Sheriff may enter and do it.

If the Distress be taken *extra Libertates*, and impounded within, the Sheriff upon Plaint made may presently enter and make Deliverance, 2 *Just.* 105. 194.

If they are impounded in a Castle or House, the Sheriff may break it, and make Replevin; the Sheriff cannot return, he was resisted, for he may take a *posse Comitatis. id. ibid.*

Process in Replevin.

Cattle being distreigned for Rent, Damage feasant, &c. the Owner of the Cattle must go to the County-Clark (or some Deputies in the County for granting out Replevins; For a Replevie to be directed to the Bayliff's to relieve them, and the Parties must be bound in an Obligation to the Sheriff to prosecute his Action against him or them that did take the Cattle, and to make return of the same Cattle to the Distreigner; if he by justification or Avowry do recover, and if he pursue it notoris, it be found or adjudged against him, then he that took the Distress, shall have again the Distress, and that it is called the return of the Beasts; and he shall have a Writ from above, *de retorno habendo*. In such Case, if the Goods cannot be taken by the first Replevie, then issues forth a *alias*, and then a *Pluries*, then a *terries*, and then a *Witbernam* (if the Sheriff return that he cannot Replevie the Cattle, because they are cloigned, and he cannot have the view of them)

them) for the Sheriff must make enquiry of the return; and if so, then he must make a Precept to the Bailiff in *Witbernam*, i. e. to take as many other Cattle; and he may have an *alias*, and a *pluries Witbernam*, and so in Infinite, but hath no other Remedy in the County.

This Replevie may be returned out of the County into the Common Pleas by a Writ of *Recordare*.

If the Taker of the Cattle justify the taking, as in his Freehold, then the County Court can proceed no further therein; but the Cause must be removed by a Writ out of Chancery, *Recordare facias loquelam*, directed to the Sheriff returnable the next Term following; and at the day of the Return, the Plaintiff in the Replevin must declare against the Taker of the Cattle, or else he will have a *Retorno habendo*, and put him to sue forth a 2^d Deliverance, which is a great Disadvantage to the Plaintiff.

In a Replevin the Plaintiff cannot discontinue his Suit without the Privy of the Court: for the Entry is *Recordatur per Curiam*.

Pledges de { *Prosequendo,*
 &
 Retornando.

The Sheriff ought to take two Kinds of Pledges; the one by the Common Law, and they are *Plegii de Prosequendo*, and the other

other by the Statute *W. 2. c. 2.* and they are *Plegis de Retornando*; and if the Sheriff return in sufficient Pledges, he shall answer according to the Act, *W. 2. c. 2.* The Pledges must be as well sufficient in Estate as in Law (as not within age, Women covert, Persons outlaw'd, &c.) the Remedy which the Sheriff has against the Pledges is said to be a *scire fac.* in which they shall be compelled to plead a thing in Discharge, or to render the Value of the Beasts; but for them to say that they were not Pledges, they shall not do it; for this is contrary to the Return of the Sheriff.

If the Sheriff shall take an 100 *l.* or any other thing in or for a Pledg of the Return, this is not good: so of Pledges *de Prosequendo*; but yet at this day the Sheriff, or the Bailiff's name do use to take a Bond of the Party too, when the Replevie is granted, for the prosecuting of the Suit, and also to make Return, &c.

The Sheriff's Return.

This day upon the Writ *de Retorno habendo*, if the Sheriff return, *q. d. Averia elongata sunt*, a Withernam shall issue, &c. and if the Sheriff Return, *nihil habet*, then shall issue out three *Capias's*. and one *Exigent*.

The Sheriff's Deputies.

By Statute 1 & 2 P. & M. c. 12. Every Sheriff shall appoint and depute 4 Deputies at least in his County to make Replevie and Deliverance of such Distress on such Manner as the Sheriff ought to do; and also the Sheriff may hold Plea thereof and determine the same in the County Court: But then the Sheriff is to give a Day unto both

both Parties, until the next County Court, at which day the Plaintiff may be essoigned if his Plaint be entred; but if he make default, then the Defendant may demand Judgment of the Non suit, and shall have Return of the Distress, and the Plaintiff and his Pledges shall be in *miser cordia*; but the Defendant may not be essoigned at the first day: for if he make default, then the Distress shall be awarded to the Plaintiff; but if the Plaintiff and Defendant both appear the first day *per Attorney*, or in Person, then the Plaintiff ought to put in his Declaration.

If the Return of Pledges be from Writ, then if the Plaintiff be non-sued, &c. and upon the *Retorno habendo* the Sheriff returns *Averia elongata*, &c. the Plaintiff may have a Writ to have Return of the Beasts of the Pledges: But if the Deliverance were by Plaint, the Plaintiff can have no such Writ; and if upon the Writ, to have Return of the Beasts of the Pledges, the Sheriff returns *nihil*, the Plaintiff may have a *Scire fac* against the Sheriff, *q. d. reddit & tot averia, & tot catalla*.

In Replevin the taking of the Beast was alledged to be in *Quibusdam Locis vocat D. & equa per Cur.* it is not good, for all the Beasts cannot be taken in several places
Lit. Rep. 37.

Of what things a Man shall have a Replevin,
and who shall have it.

One who had but a special Property,
shall have a Replevin, as when Goods are
pledged to him, or taken by him to com-
pester his Land, 1 *Just.* 14. 5, 6.

A Replevin lies of such things, of which
a Man hath a qualify'd Property, as in
things *feræ nature*, which are made tame;
as of an Hawke, *foret examen capium habent
animi animum revertendi.* 2 *Rob. ab.* 430.

Of Wood within a Forest.

Of a Barg.

Of a Mastiff.

Of Grain in a Waggon.

Of Yarn.

But not of Deeds and Chattels concern-
in Land, 1 *Brownl.* 168.

If the Cattle of a *Feme-sole* be taken, and
afterwards she marry an Husband, the Hus-
band alone may have Replevin.

If the Beasts of divers several Men be ta-
ken, they cannot join in a Replevin, but
every one must have a several Replevin,
1 *Just.* 145. 6, 4.

If the Beasts of another Man are manur-
ing my Land, and agisting my Land, *Levant*
and *Couchant*, and are taken by an Estran-
ger, I shall have a Replevin, 2 *Rob. alc.*
430.

Admini-

Administrators shall have Replevin *de bonis Testatoris*. *Lib. Int.* 430.

Executors shall have it for Goods taken in the Testatory time, and for Goods that were the Testators. Before *probato*, Replevin affirms Property, and the Executor shall well have it. *Sid.* 81. *Arundel and Trovill.*

Joint Tenants and Tenants in Common shall join in Replevin; but if two others join the Writ shall abate.

He that hath not Property general, special, or qualify'd, shall not have Replevin, *Agistee manuree Baylee*, shall have it.

Witbernaw, what it is, and in what Cases awarded.

It is not *Vetitum nomen*; but *iteratum Wedernaan*, when the Sheriff upon Replevie cannot make Delivery to the Party distressed: This Writ is directed to him for the taking as many of the others Goods or Beasts into his keeping, until he hath made Deliverance of the first Distress.

If the Sheriff return *Fugavit* in another County, or that the Bailiff of the Liberty returns *elongata*, or that he cannot have the View, in these Cases *Witbernaw* shall be awarded, 1 *Rep.* 145. *Mayoner's Case*.

The Plaintiff may be non-suited after *Witbernaw*, and the Beasts returned, *Dier.* 189.

In Replevin the Defendant claims Property, and upon this issues a *Proprietas probanda*,

banda, and the Sheriff returns that the Property is to the Plaintiff, and that the Defendant had effoigned the Beasts, *Witberniam* shall be awarded. 2 *Rel. ab.* 415.

The Writ of *Witberniam* ought to rehearse the return of the Sheriff.

If Cowes or Horses be delivered in *Witberniam*, he may milk the Cows, or reasonably work the Horses, 1 *Leon.* 220.

In Replevin the Defendant avowed for Damage feasant, and Issue found for the Avowant, and Damages assessed, and now issues a *Retorno habendo*; the Sheriff returns, *Averia elongate*, *Witberniam* was awarded, the Plaintiff came and tendered the Damages in Court, and submitted to pay 3 s. 4 d. as a Fine for Contempt, and the *Witberniam* was stayed, 2 *Leon.* 174.

Cattle taken in *Witberniam* are not Replevisable; but upon satisfaction of the Damages, he shall have a Writ of Restitution of the Cattle, and for the Food he had the Occupation of Cattle. *Cr. El.* 162. *Austy* and *Johnson*.

Second Deliverance.

At Common Law a Man might have been non-suited in Replevin, and had new ones in *Infinisam*; but *W. 2. c. 2.* doth restrain the Plaintiff from having more *Replevins* after Non-suit, but gives the Writ of *Second Deliverance*, 2 *Just.* 340.

At this day, if the Writ abate by Plea or Confession, there shall be another Replevin;
vin;

vin; but if Judgment be given against the Plaintiff upon Demur or Verdict, then there shall be no *Second Deliverance*; for this Act only meddles in Case of Non-suit. 2 Just.

340. 3 Leon. 49. The Writ of *Secunda Deliberatione*, given by W. 2. c. 2. is a Writ Judicial, issuing out of the former Record of the *Replevin*, wherein the Non-suit was, 2 Just. 341.

This Writ is a *Super sedes* in Law to the Sheriff, that he make no Return to the Defendant upon the former Non-suit, it's to no other purpose than to receive the former Plaint. Dier. 41.

If he be Non-suted in a *Second Deliverance* he shall not have another Writ.

Regularly this judicial Writ shall not vary from the Record, it ought to agree with the *Replevin* in time, place, and number.

If after Non-suit the Sheriff return *Averia elongata*, and the Defendant upon the *Wubernam* hath other Beasts delivered, yet the Plaintiff must have his *Second Deliverance* of the first Beasts, 2 Rol. al. 435.

Proprietate Probanda.

Where the Defendant when the Sheriff comes to Replevie, claims Property, the Sheriff cannot proceed; for it is a Rule in Law, that Property ought to be tried by Writ: therefore in that Case where the Trial is by Plaint, the Plaintiff may have a Writ *de Proprietate probanda*, directed to the Sheriff to try the Property; and if found

Regula.

found for the Plaintiff, the Sheriff to make Deliverance: if for the Defendant, then he can no further proceed; yet the Plaintiff in such Case may have a Writ of Replevie to the Sheriff, and if he return a Claim of Property, it shall proceed in the Common Pleas, where the Property shall be put in issue, and finally tried, 1 *Just.* 148. 1 *Brownl.* 167. This Writ must issue out of Chancery.

If the Defendant in Replevin in Court claims the Property, and it be found against him, the Plaintiff shall recover the Value of the Cattle and Damages, 1 *Brownl.* 168.

If the Defendant plead in abatement of the Writ that the Property is in the Plaintiff, and another, and the Plaintiff confess it, by which the Writ shall abate by award upon the Roll, and a *Retorno habendo* be accorded to the Defendant, yet the Plaintiff shall have a new Replevin, 1 *Brownl.* 168.

*Plea of
Property.*

In Replevie it's a good Plea to say, that the Property is to the Plaintiff and a Stranger, and where there is two Plaintiffs, that the Property is in one of them, 1 *Just.* 145. b.

If the Defendant in Replevin claims Property falsely, and it is so found in *Proprietate probanda*, he shall be fined and imprisoned, 8 *Rep.* 60. *Beecher's Case.*

So it is in *Mr. Dalton.* If the Party that took the Goods claim Property in them in the County, then the Power of the Sheriff determineth; so as he may not replevie, or deliver the same: whether it were by
Plaint

Plaint or Writ; not that the Servant may not claim Property for his Master, and a Stranger may not claim Property: But one Defendant may claim Property upon Replevin directed to the Sheriff, if the Defendant claimeth Property, the Sheriff must not make Deliverance, but return *quod* Defendant, *Clamavit averia, &c. esse sua.* And then upon the Writ, *de Proprietate probanda*, the Sheriff in his County Court, and before the Coroners shall impanel a Jury to enquire of the Property (*scilicet*) to whom the Property at the time of the taking was, and if the Property be found in the Defendant, the Plaintiff shall be amerced by the Sheriff; and if it be found that the Defendant had nothing in the Cattle or the Goods, then he shall yield Damages to the Plaintiff, and shall also by the Justices be committed to Prison, there to remain, until he hath paid a Fine to the King and the Sheriff, may presently attach the Defendant.

In Trespass against the Defendant, he justifieth as Bailiff by Precept of the Steward of *Halifax*, in Replevin the Plaintiff claimed Property *Super quo*, a Writ went to the Sheriff to enquire of the value which is found, and *Lib. Super quo Preceptum est* to the Bailiff to distrein; to which the Plaintiff demurred, because without Writ *de Proprietate*, all is *coram non iudice*; and of this the Bailiff should have taken notice at his peril, 1 Cr. 394. which the Court agreed.
2. Here is no Judgment at all, but a Writ to

to enquire, which extends not to inferiour Courts by a late Statute, 17 Car. 2. c. 7. which the Court agreed, for they must take a *Wishernam* on *Averia elongata* returned, and a *Retorno habendo* awarded. Judgment pro Quær. 2 Keb. 550. *Wirbley and Butsomley*.

Note, That in a *Proprietate probanda*, the Jury are not to enquire, but only to or in whom the Property was at the time of the taking: and in such Case the very Title of the Cattle or Goods shall be tried, and given in Evidence before the Sheriff this Writ of *Proprietate probanda* shall not be granted, but where the Replevin is sued by Writ.

As for the form of the Precept from the Sheriff to the Bailiff to take Beasts of the Defendant in *Wishernam*, it must be in writing.

Gage Deliverance

Is where one sueth a Replevin, but hath not the Delivery of the the Goods, and the other avoweth, and the Plaintiff sheweth that the Defendant is yet possess'd of the Goods, &c. and prayeth that the Defendant may Gage Deliverance, then he shall put in Sareties and Pledges for the Deliverance, and a Writ shall go forth to the Sheriff to redeliver them.

If the Defendant appear upon the *Placit Writbernham*, he shall *Gage Deliverance*, 2 *Brownl.* 168.

If the Defendant after an *Avowry* will not *Gage Deliverance*, he shall be imprisoned for the Contempt, *id. ibid.*

If the Defendant pleads *Locus in quo*, &c. is *Liberum tenementum*, and justify as his Freehold, then the County Court can proceed no further.

If the Defendant pleads *Locus in quo*, &c. is ancient Demesne, avows the taking there, he shall *Gage Deliverance*, 2 *Roll.* 431.

If the Defendant pleads a Recovery in an inferiour Court, and that these Goods were delivered to him in execution, he shall not *Gage Deliverance*, because he hath claimed Property by this.

In Replevin if the Defendant claim Property, the Plaintiff shall *Gage Deliverance* of the Beasts of the Defendant, that he had in *Witbernham*. *Dier.* 189.

Deliverance shall not be gaged before *Avowry*.

Recaption.

A Man distreigned for Rent or Services. &c. and after hanging the Plea either before the Sheriff, or in *B. C.* if he that distreigned distreigns again, for the same Rent and Service; and for the same cause, he which is so distreigned shall have this Writ, and it shall be *contra pacem*, but not *vi & armis*. 9 *Rep.* 50.

In

In Recaption the Defendant shall not make Avowry as he shall do in Replevin, but justify the taking, &c. as he shall in Trespass; for the Plaintiff shall recover Damages only in the Recaption, for the Contempt, and not for the taking or detaining of the Beasts, *N. B. 72. b.*

If a Man be convicted in a Writ of Recaption before the Sheriff he shall be amerced, and render Damages for the Contempt; but if it be before Justices, he shall be fined, and render Damages. *N. B. 73.*

Where the Replevie is by Plaint, and the Defendant pleads, *Locus in quo, &c.* is *Liberum tenementum*, then it may be removed out of the County into the Common Pleas by a *Recordare*, and the Sheriff is hereupon to summon the other Party to be in *B. C.* at a day certain, and of all this he is to make a Certificate under his own Seal, and the Seals of 4 Suitors of the same Court. The Plaintiff may remove it without putting any Cause into the Writ; but the Defendant shall not remove it without shewing Cause in the Writ. 2 *Just.* 319.

In Declaration in Replevin the Plaintiff ought to alledge a place certain, where the taking was. *Doct. Plet. 313.*

In the Declaration there was no place assigned, where the taking was but a Town it's ill on demurer.

But the Declaration need not mention the value.

Antient Demense is a good Plea in Replevin, 3 Rep. 105. Defendant pleads, *Non est culpabilis de capione infer sex annis jam ultimo Elapsos*. It is not good, he doth not answer to the Deteyner, and a Man may distrain a thing lawfully, and yet detain it unlawfully, as putting it into a Castle. *Sid. 82.*

Waifes.

Bona Wairiata or *Derefta*, are where a Felon hath stollen Goods, and upon *Hue and Cry* or other pursuit after him, he waiveth the Goods; or where the Felon for fear to be apprehended (thinking that pursuit is made after him, or otherwise to ease himself of his Carriage) he having the Goods with him in his Possession, flieth and waiveth, casteth away, or goes from the Goods: in this Case the Goods are forfeited to the King, or to the Lord of the Manor or Franchise, to whom the same granted, the Sheriff is to seize them for the King's use, and the Lord for his own.

And yet the Party robbed, or Owner of the Goods shall be restored to his Goods again, viz. if he make fresh Suit, whether he be taken or not at Common Law; and by *Stat. 21 H. 8. c. 11.* if he cause the Felon to be thereof attained, or procure another to give Evidence upon the Indictment.

But if the Felon had not the Goods with or about him when he fled (having perhaps had them or left them in his own

H

House

House, or in the House or Custody of any other, or left within any Man's Mannor, or had them in the Ground (and then fled) these Goods are not forfeited or waived Goods, but that the Owner may take them again when he will, without fresh Suit made after the Felon, or without causing him to be attainted; there can be no other Waife properly, but of Goods that are stolen. 5 Rep. 109.

If a Merchant alien come into this Realm *per safe Conduct*, and the Goods are stolen, these Goods may not be waife, for the King hath granted to him, *Salvum & seranum conductum in bonis quam in Corpore*, and the cannot seize these Goods as Waifes.

In pursuance of *Coke*, 5. Rep. Action on the Case was brought by *R. vers. D.* for misusing the Plaintiff's Horse, &c. The Plaintiff declared that the said Horse was stolen by 3 Fellons, after whom the Plaintiff makes fresh Suit, and that the Felons were apprehended and attainted at his Suit before Justice *Windham*, and that the said Horse came into the Hand of the Defendant who misused him *ut supra*. Defendant pleads, That before that and the Attainder of the Felons, the Felons had Waived the said Horse in his Mannor, in which Mannor he had Waife and Stray, and *per Cur.* this is no Plea without traversing the fresh Suit; for by the fresh Suit the Property of the Plaintiff in the said Horse was preserved, and so upon the misuser Action lies. 2 Leon. 192.

Property
preserved
by fresh
Suit.

Action

Action upon Trover for Goods, the Defendant justifies as Servant to the Sheriff of *Middlesex*, because the Plaintiff had stolen those Goods, and carried them to D. within the County of *Middlesex*, at which place the Defendant seized them *ut Bona viviana*, and without Argument it was adjudged *per Quer.* for he ought to alledg a Felony committed; and that the Goods were waved by the Felon; but it is not alledged that the Felon waved them. *Cr. El. 611. Davie's Case.*

Trover and Conversion of 20 Sheep, the Defendant pleads, the Queen was, and yet is seized of the Mannor of N. in *com. B.* and that *Malefactores ignoti*, stole those Sheep from the Plaintiff, and brought them within the same Mannor, and there waved them; whereupon the Defendant, as the Queen's Bailiff, seized them, which is the same Trover and Conversion, and prays in aid of the Queen: The Plaintiff demurs specially.

1. Because the Plea concludes with an Aid-Prize, which being personally, and for a Chattel only, is not good, *q. d. fuit Concessum.*

2. He justifies for a Seizure, and answers not the Conversion, and the Seizure is not any Conversion; therefore he ought to have answered or traversed it.

3. When one justifies for Seizure of Goods, as waived, he ought to shew that pursuit was made after the Felon, and that he waved them; otherwise they are not waived *per Cur.* he need not alledg any

perpetrator of the Felony, it ought to be alleged that the Felon fled, for that he was in fear to be apprehended, and for that cause waived them; the reason of the Forfeiture is, because the Party did not pursue; but the Judgment could not be in matter of Bar, because the Plea was not in Bar, but concludes, *Si Regina inconsulta, &c. Cr. El. 692. Fairly and Amersly.*

Goods waived, the Owner may seize them 20 years after, if the Lord of the Franchise, nor the King seize before.

If one have a Waife, and it be taken out of his Mannor, he shall have Trespals without seizing.

Where Goods are Waived, and the Lord seizes them, the Property is changed, that Owner shall not have them without suing an Appeal fresh Suit, notwithstanding the Statute, 21 H. 8. c. 11. *Rastal Restitutions 2.*

*Estray into
what place
see Title.*

If any Beast (not wild) found within any Lordships, and not owned by any Man, in which case if it be cried according to Law in the next Market Town, and be not claimed by the Owner in one year and a Day, it falls to the Lord by the Common Law; the Estray shall be proclaimed in the two next Market Towns, and two next Market Days, one in the one Town, and another in the other; and if they are claimed within the year and a day, the Owner shall have them, and he which took the Estray may keep them till he be satisfied for the finding, keeping and proclaiming

ing

ing of the Beasts. *Vid. Stat. 27 H. 3. c. 7.*
in the Church of the Parish.

If a Man have a Waive or Estray by Prescription, and another take it out of his Mannor, he shall have Trespass, tho he did not seize them before.

If one have an Estray by three quarters of a year, and after that strays, and another happens it within his Mannor, the second shall not have it, for he hath no Property till the Year, and a Day, and Proclamation are over.

Action of Trover and Conversion of a Cow, *apud Salop.* The Defendant pleaded the Queen was seized in Fee of such a Mannor, and demised it and all Estrays therein, &c. to J. S. *per* Life, and conveys it by mean Conveyances to himself; and that this Cow came thither as an Estray; whereupon he seized her and caused her to be proclaimed in the two next Market Towns adjoining, and the Plaintiff claimed Property, and the Defendant demanding of him to pay for her feeding, that he refused; and thereupon denied to deliver the Cow, and traverseth that he is guilty of the Conversion, *apud Salop.* and it was demurred.

1. Because he alledgeth not the Letters Patent. 2. Because he alledgeth not that the Proclamations were made in the Parish Church. 3. Because he traverseth the Vill, and it was adjudged *per Quer. Cr. El. 2. 6.*
Brownlow and Lamber.

Trespass *Quare cepit & abduxit*, a Gelding properly 5 *l.* The Defendant justifies

H 3

has

Of Courts-Liet,

fies as the King's Bailiff of the Mannor of E. for that he had Waives and Strays there, and took that Gelding coming there, as an Estray, and kept and detained him, as an Estray, until afterwards the Plaintiff retook and reseized him, *Quæ est eadem captio & abduxis.* The Plaintiff replies, that the Defendant seized him such a Day and a Year, and that the Defendant *Postea* (2 days after) and before this Reseizure laboured the said Gelding, riding upon him, and drawing with him, by which he was much damaged, *& hoc, &c.* The Defendant demurred, it being a Departure, *sed non alocatur* in Trespass, it's no Plea to say, he had his Goods again; for that is only to be given in Evidence in mitigation of Damages, *per Cur.* This using of the Estray was an abusing thereof: For it is not lawful for any to use it in any Manner, unless in case of necessity, and for the benefit of the Owner, as to milk milch Kine; because otherwise they would be spoiled, and so of the like: But to use a stray Horse by riding or drawing it, tortious Judgment *per Quer. Cr. El.* 143. *Bagshaw.*

Ley-Gager.

An antient Trial in Courts-Baron was by waging of Law.

Accounts.

In Actions of Account against a Bailiff of a Mannor, the Defendant cannot wage his

his Law, because it soundeth in the Re-
alty.

Replevin.

In Debt for Money lent, or Book-Debt,
or in Action of Detinue, or in Covenant, or
in Replevin, the Defendant may wage his
Law.

Fine in a Leet.

In Action of Debt for a Fine or Amer-
ciament in a Leet, the Defendant shall not
wage his Law, because the Leet is a Court
of Record; but a Debt for Amerciament
in a Court-Baron, he may wage his Law.

Executors.

Where a Man is charged as Executor or
Administrator, he shall not wage Law: for
a Man shall not wage Law of another
Man's Deed.

Infants under 21 shall not wage his Law.

Feme-Covert.

A Feeme-Covert together with her Hus-
band, may wage her Law for the Debt of
the Wife.

A Man that's become infamous, shall not
wage his Law as outlaw'd, attainted in Ar-
taint, or upon Indictment of Conspiracy
or Perjury.

Of Courts-Law,

There are two ways of waging Law;

1. *Lex Instante* when the Client will presently upon pleading come into Court, and swear that he oweth nothing, &c. then your Client must be ready at the time when you plead, and the next day or second day, bring him into Court, and let him do his Law, in which Case the Plaintiff cannot become Non-suited: But upon a Wager in Law, and a day assigned, he may be Non-suited, and must pay Costs, and then he may bring an Action on the Case. Upon a *Lex Instante* the Plaintiff may implead until another day in another Term.

2. *Lex ad Diem*, where a day is assigned: There is to be 15 Days at the least, given after the Law pleaded; for doing thereof, *nil debet per Legem, i. e.* 15 days after the coming in of the *Imparlance*.

The Defendant may wage his Law as Trespass upon the Plea not guilty. *Dalt.* 172. unless it be *contra in pacem*. Q. I think this is not practised; *1 Just.* 275. *contra*.

If the Defendant fails to wage his Law, viz. If he make Default at the Day appointed by the Court; or if the Testimonies refuse to depose, &c. or if all the Testimonies do not come, the Plaintiff shall recover all his Demand with his Damages according to his Declaration, without any Taxation of the Court.

Debt

Debt on award.

Debt upon Arbitrament for Money awarded; the Defendant may wage his Law.

Wages.

In Debt for Wages the Defendant may wage his Law, except the Retainer be according to the Statute of Labourers.

In Detinue of a Chest with Writings sealed, or of a Box ensealed with Writings, the Defendant may wage his Law.

A Man shall not wage his Law in a *Quo minus*. 4 Rep. 45.

One who was dumb waged his Law by Signs, 18 Ed. 3. f. 53. The words were read to him, and he put his hands upon the Book.

Debt against the Prisoner of the Tower for his Meat, he shall not have his Law; for the Plaintiff is compellable to give it to him.

Baron and Feme of full Age, for the Debt of the Wife before the Coverture shall wage their Law, 1 Just. 172.

Account.

The Defendant may wage Law when the Account is made before Auditors, 10 Rep. 103. *Alfude Denbawd's Case*.

In

In Action of Account against a Guardian in Socage, the Defendant cannot wage his Law. 1 *Just.* 90. b.

In antient time the Defendant put in his Surety to make his Law at the day: Hence it's called waging Law; but the Defendant ought to bring with him eleven Persons of his Neighbours, that will avow upon their Oath, that in their Consciences he saith Truth.

Regula.

In no Case where a Contempt, Trespass, Deceit or Injury, is supposed in the Defendant, shall he wage his Law, because the Law will not trust him in such Cases to discharge himself by Oath.

In Action of Debt which concerns the Realty, as for Rent upon a Lease for years, or in Detinue for detaining of an Indenture of a Lease for years, the Defendant shall not wage his Law.

In Action of Debt by a Goaler against a Prisoner for his Victuals, the Defendant shall not wage his Law, for he cannot refuse the Prisoners, and ought not to die for default of Sustenance; otherwise it is for Tabling a Man at large.

Attorneys Fees.

In Action of Debt brought by Attorney for his Fees, the Defendant shall not wage his Law, because he is compellable to be his Attorney.

And

And so if a Servant be retained according to the Statute of Labourers in Action of Debt for his Salary, his Master shall not wage his Law, because he was compellable to serve; otherwise shall it be if he be not retained according to the Statute.

In Debt on Penalty given by Statute, the Defendant shall wage his Law, 1 *Just.* 295.

Debt on Penal Laws.

Debt was brought by Sir *Tho. Tyndal* upon a Pain forfeited for the breaking of a By-Law in a Court Baron against *Tiler*, and the Party was received to wage his Law, 1 *Leon.* 204.

Upon Examination of the Defendant when the Defendant was ready to wage his Law. It appeared that the Plaintiff and the Defendant were reciprocally engaged to each other, and upon Conference between them before the Action brought, there was an accord between them, that the Plaintiff should give to the Defendant such a Sum (which he had done) and that the one should go quite against the other *per Cur.* upon this matter the Defendant cannot safely wage his Law; for a Debt cannot be extinguished by word. 3 *Leon.* 258. *Sanderson's Case.* But the Reason given, is the same Case in the 2d Part 212. It is but an Agreement which cannot be executed but by release or Acquittance.

By-

Customary,
By-Laws in Courts } Baron,
Leet.

Vid. *Amerciaments*. *Fines Common*.

Stewards
to make
By-Laws.

The Custom which the Steward of a Mannor might make Laws and Ordinances for the well ordering of the Common, and to affesse a Penalty on those who broke those By-Laws; also to prescribe to distreign for the Penalty, *per Cur.* The Custom is reasonable, and the Difference is, where the Law and Ordinance takes away the whole Profit of the Commoners, and where it abridgeth it only, and the Commoners are bound to take notice of these Ordinances. *Marshe, Rep. 28. James and Tisney.*

Custom to make By-Laws, and this Law was made that no Tenant of the Mannor should put into such a Common any Steer, being an year old or more, upon pain of 6 *d.* for every such Offence; and that it should be lawful to distreign for the same. It's void in Law, for it's against Common Right, where a Man has Common for all his Cattle commonable, to restrain him from one Kind of Cattle, had it been that none should put in his Cattle before such a day, that had been good; for this does not take away, but order the Inheritance, 1 *Loon. 190. Erbery and Laifon.*

Inhabitants

and Courts-Baron.

109
105.

Inhabitants in a Vill without Custom may make By-Laws or Ordinances for Reparation of a Church, or of an High Way, or of such thing which is for the Publick Good; and in such Case the greater part shall bind all without any Custome; but if it be for their own private Profit, for the well ordering of their Common, or Pasture, or such like, there without Custome they cannot make By-Laws, 5 Rep. 63, 64.

In Debt the Plaintiff declares, that C. and J. were seized of the Hundred of L. within the Precinct, of which Hundred the Inhabitants have used to have Common of Pasture; then he sets forth that C. and J. time out of Memory have had a Court-Leet belonging to the said hundred, of all the Inhabitants and Resiants within this Hundred, then he sets forth a Custome within this Hundred, that the Jurors of the Court-Leet have been sworn to enquire and present all things which are enquirable and presentable; and that the Lord of this Court by his Steward may make By-Laws for the Commoner, and impose reasonable Penalties upon the Forfeitures of the By-Laws. The Earl of Exeter, Lord, by his Steward of the hundred Court, so ordered that the Great Marthe or Fenn should be clear of all Manner of Geese, Cattle and Sheep from the 2d day of February to the first day of August; and if not, then every Proprietor of such Cattle should forfeit to the Lord for an Horse 10 s. for a Cow 6 s. 8 d. &c. He avers the Defendant was an Inhabitant in

in the Hundred, and had Common and Pasture, and that the Defendant had notice of this By-Law, and was presented and would not pay, whereupon the Action of Debt was brought and Verdict for the Plaintiff in Arrest of Judgment it was moved, that it's not proper at a Leet to make By-Laws for Commoners, and it is a Rule in our Books, that the Jurisdiction of the Leet is only about Matters of Publick Peace, 4 *Just.* 265. N. B. 82.

M. Chertie 71, 72, 73. and so there is a Difference between a Court-Leet and a Court-Baron; a Court-Leet is the King's Court, and hath Jurisdiction of Publick common Nuisances; but a Court-Baron is private amongst themselves, and may make By-Laws for their particular private Benefits.

9 *H. 6.* 44 A Presentment was in a Leet that *J. S.* had inclosed certain Lands which ought to lie fresh on the Common of the Inhabitants, and adjudged a void Presentment, tho he concluded, *ad nocumetee Inhabitantee*: The Reason is, it is a Wrong, but no Nuisance.

Bridgman C. J. The Question is, Whether Customs cannot make a By-Law here, especially concurring with the consent of the Inhabitants, but he was removed to be Lord Keeper, it was spoke to by three Judges.

Wild. The Leet by a Custom may make such By-Laws, tho not originally; this Custom may have reasonable Commencement:

ment: for it might be agreed at the first Settlement of the Common by all Parties, that By-Laws should be at the Leet.

Archer of the same Opinion, had it been a Court Baron, there had been no doubt of it. True, all Leets in gross cannot meddle with Common, but some may. *Cr. El.* 448. And especially such as this that appertains to an Hundred, and held the Custom sufficient to give Jurisdiction.

Tirrel contra. It is not good: Leets are to meddle with things belonging to the Peace; and it is no more proper for them to meddle with Commons, then for a Court Baron to be intituled to Pleas of the Crown. If the Leet may make one By-Law, the Court Baron may make another; And how shall one know which is to be obeyed? As to the Cases put on the other side, they must be understood where Courts Leet and Courts Baron are held together, Judgment *per Quer.* *Carter's Rep.* 173. Earl of Exeter against *Smith*.

Counsel excepted to Indictment of recusous of Cattle taken Damage feasant by H's Servant, because this is matter of private Property, being grounded on a By-Law for Regulation of Common presented in a Leet, and *per Cur.* this is not matter indictable. *Trin.* 21. *Car.* 2. B. R. the King and Arnold.

Amer-

Amerciament. Fines.

Where Amerciament shall be in the Court-Leet, Hundred, or Court-Baron, which is good and lawful, and which not.

It was agreed in *Bullen's Case*. 6 Rep. 77. that the Lord of a Leet may well have a certain Sum; as 10 s. *pro certo Leet*, of all the Resiants within his Leet, sometimes called *Capitagium*, and sometimes *certum Leet*; and this might have a reasonable Commencement, when the Lord Purchased the Leet for the ease of the Resiants: so that they need not go to the Sheriff's Turn, but make their Suits real at the Lord's Leet; and in this Case the Issue was whether the Plaintiff was a Chief Pledg in the Court-Leet; and special Verdict was, that the Plaintiff was Resiant, and that he was certified at the said Leet to be a chief Pledg by the Chief Pledges of the Leet; but he made default, and was amerced 6 s. 8 d. *per Cur.* they cannot adjudg him a Chief Pledg upon this Verdict. The Return of a Constable or the Presentment of a Jury in a Court-Leet, cannot make a Man a Chief Pledg.

Fine.

It resolved in *Gresley's Case*, That if any Disturbance or Contempt be committed in a Court of Record, that the Judges may impose upon the Offenders a reasonable Fine; and

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and a Leet is a Court of Record, and the Steward is Judge; and in such Case he may impose a Fine: As if a Bailiff of a Leet refuse to execute his Office: so if a Tythingman refuse to make Presentment in a Leet: so if a Juryman in a Leet depart without giving his Verdict.

2. It was resolv'd that the Fine imposed on T. K. for refusing to be Constable when elected; need not be assessed, and there is a difference between a Fine and Amerciament: For a Fine is always assessed *per the Court*; but Amerciament is assessed by the Country, *i. e. per Jury*; and Amerciaments ought to be assessed, *i. e. taxed*: As, if the Plaintiff or Defendant be Non-suited, or if Judgment be given against the Tenant or Defendant, as upon the Misappearance, because the principal Party does not appear; or upon the Plaintiff, *Quia non est prosecut. or pro falso clamore, &c.* The Justices never Assess any Amerciaments; but by the Statutes they ought to be assessed, *per pares*; but Court in such Cases saith, *Ideo in mia* generally, and the Clark of the Warrants makes Estreats of these Amerciaments, and delivers them to the Clark of the Assize in every Circuit to deliver them to the Coroners in every County to assess, *i. e. to Assess*; and such Assessment by them is held to be a good Satisfaction of the Statute of *Magna Charta*; for that they are thought most indifferent, being chosen by all the County: So if A. be amerced upon a Presentment for not repairing a Bridge or

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High Way in a Leet, it shall be affeered.

But if a Jury or a Leet Tax an Amerciament, this is sufficient without any Affeement. And another Diversity is to be observed; if one be convict before the Sheriff in the County of a Recaption he shall be but amerced, because the County Court is no Court of Reward: But if he be convict of it in the Common Pleas, he shall be but fined.

3. For Amerciaments by the Jury for things done out of Court; Distress is incident; *de communi Jure*: and so it is for Fines for Offences done in Court.

It was resolved in *Godfrey's Case*, 11 Rep. 1. Where Juries in a Court-Leet contemptuously refuse to present the *Certum Letæ*, 10 s. and the Steward imposeth a Fine of 5 l. upon them, that this Fine imposed upon them jointly, was not good; but it ought to have been several upon them, for the refusal was several in a Plaint sued by two; if they are Non-sued, the Amerciament shall be several, and when Judgment is given in, *B. R.* or *B. C.* against two, & *adeo in mia*; yet when this is affeered by the Coroners *in pais*, the Amerciament shall be upon them severally. But in some Cases, the Fine or Amerciament shall be imposed upon divers jointly, as upon a County, Hundred, Town, &c. For escape of a Murderer, because of the uncertainty of the Persons, and for infiniteness of the Number.

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Courts-

Courts Leet may Fine, but not imprison; some Courts may neither fine nor imprison, but amerce; as Courts Baron, County and Hundred Courts, they not being Courts of Record: For Amerciament in a Court-Baron, the Lord shall not distreign without Prescription. *Dier.* 322. But for Fine and all other Amerciaments in Leet, Distress is incident of common right.

A Man was amerced in a Court Leet for receiving and keeping one in his House, who was not sworn to the King; and *per Cur.* no Goods shall be distreigned for this Amerciament, but only the proper Goods of the Party amerced, although the Good of others were *Levant* and *Couchant* on the Ground. The Prior of Tindal was amerced, and another Man's Goods were taken and distreigned on the Ground of the Prior for the said Amerciament, and the Distress was not well taken, for a Fine and Amerciament are collateral Duties, and attend upon, and do not charge the Soil, 41 *Ed.* 3. *Co.* 26.

W. brought Trespass against *L.* The Defendant justified that the Plaintiff was a Common Baker dwelling in *T.* in the County of *N.* and that it was presented in a Leet, that the had sold Bread against the Assize in *Locus vicinis*; whereupon he was amerced, and by Amerciament assessed to 10 s. and that by Precept out of Court, he did distreign the Plaintiff, and the Court gave Judgment for the Plaintiff, for that it did not appear that the Offence was committed
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within the Jurisdiction of the Leet, which should have been specially pleaded, and the Plea is absurd: for it is said he was amerced, without saying what, and that the Amerciament was assented to; and the Jury must amerce to a certain Sum, which may be mitigated and assented by others, *Hol. 127. Wilson and Harding.*

In Trespass for taking Goods, the Defendant justifies as Bailiff of the Bishop of London, who prescribes the Goods of any Person amerced within the said Mannor, that are on the Lands of such Person, and shews not what Estate he had, and this must at least be intended the Freehold, and the Distress is taken on a Tenant of the Party amerced. But the Prescription was to distrein by his Bailiff of the Mannor, and here it's said only the Defendant *ut ballivi episcopi*, and saith not *Manerii*: For which Cause *Jones* demurred, and this Defect was incurable, but (*ut Ballivi*) tho similitudinary is sufficient. Also this Offence is intended in Courts-Baron, being incroachment on Lords Wast by the building a Cottage. It was also held by the Court, that Prescription to sell a Strangers goods is ill; but only to distrein, is well enough. Also this Justification ought to sever, at which Court, whether at the Leet or Court-Baron, the Offence was done; and not to say generally *ad Curiam visi, &c. & Baronis, &c.* And a Pain cannot be laid on a private Trespass to the Lord *contra* on a Nuisance; but if this concern all the Tenants, a Pain may be

be set; as, on digging in a Common which must be intended by a Tenant, not a Stranger, which owed no Duty to the Lord, p. 16. Car. 2. B. R. *Partridg and Walker*.

Council moved to quash a Presentment in the Leet for digging Cony-burroughs, which is not enquirable, and the concluding *ad commune nocumentum* is not sufficient. *Keeling* agreed, they cannot amerce upon Presentments of Incroachments on the Wast; for such Enquiries are only to inform the Lord against whom to bring his Action, yet if any Man hath Common in another's Warren, the Owner of the Warren can dig no new Cony-burroughs, and so it hath been adjudged; but because this was at a Presentment at a Court-Leet and Court-Baron, and doth not distinguish at which it's ill and void, although it conclude, *ad commune nocumentum. per tot Cur. and per Keeling*, C. J. An Amerciament for a Trespass on the Soil of the Lord is not affeerable; but Amerciaments on other Trespasses on the Common are, and *per Cur.* it was quash'd, 18 and 19 Car. 2. *Hale*. B. R. the King and *Ayres*. *Vid.* 11 *Cok*. *Gresley's Case*.

Error of a Judgment in Norwich on Indenture, *assum. pro 30s. and mutatis* for 11 *d.* Costs assigned that as to part, the Judgment was *pro Defendant*, *q. d. est inde five Die*, and the Planiiff was not amerced, which was Error. 20 Car. 2. *Trin B. R.* *Goodman and Blofeld*.

Of Courts-Leet,

In Trespass the Defendant justified by Amerciament in a Court-Leet, which was affeered to 5 l. and for that he took the Coach and Horses. The Plaintiff traverseth that she is not bound to repair the way *ratione tenuræ*, in default whereof the Distress was taken, Judgment *Si le* Plaintiff, *Ab actione seu Precludi debet*. The Plaintiff demurs specially, *per Cur.* it's ill; it should be Judgment *& damna sua sibi ad judicari*. It was excepted that no time was given to pay the Fine, *sed non allocati*. This need not be shewed in Justification, and the Court agreed the Travers good, and that a Lessee for years cannot be bound *ratione tenuræ*; for this goeth to the Inheritance: But this Charge may go along with the House, but then it must be specially found who hath the Inheritance, and who the particular Estate, *Trin. Car. 2. B. R. Broughton and Bennel*.

Council excepted to a Presentment in a Leet for erecting a Cottage, not averring that there is no Land laid to it, nor *contra formam Statute*, and it's no offence at Common Law; therefore they cannot amerce by Affeeror's, otherwise than on the Statute which was agreed *per Cur.* and that this lies not at the Common Law, nor is 4 Acres of Copyhold sufficient within the Statute; but being for incroaching so many Foot, and erecting a Cottage *ad Commune nocumento*, *per Cur.* it's well as to this, not as to the Cottage only. *Hill. 22, and 23, Cur.*

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Cur. 2. B, L. the King against Dickenson.

It was excepted to a Presentment in a Leet, being only said to such a Sum, but not amerced to any Sum certain; but *per Cur.* the Jurors can only ascertain it, and not the Affeerors, *Hob. 129. contra.*

2. It was for incroaching on a Close of the Queen Mother's *Ad commune nocumentum dicte dom. Regine dotisse & Inhabitantium ville prad.* which *per Cur.* is ill; but on publick Nuisance a Pain may be set on default of Abatement of the Nuisance by a Day; for this is but on Information of the Lord, and no Amerciament can be set, and so it was quash'd, *El. Hill. 21. 22. Car. 2. B. R.*

In Debt for Amerciament in a Court-Leet, for not appearing on Affeerment to 40 s. to which the Defendant demurred;
1. Because it's said the Leet was granted by K. James, and that the Defendant is a Tenant, and holds by Suit and Service, which is impossible that a Tenure can be created since that time. 2. The Amerciament is but by a Jury of 7. which *per Cur.* is ill, and must be by 12. 3. It's said Affeerment not said by whom, nor *ad eandem Curiam*, which *per Cur.* is ill, and must be 12. 3. It's said Affeerment not said by whom, nor *Ad eandem Curiam*, which *per Cur.* is ill. *M. 26. Car. 2. B. R. Cutler and Creswick.*

In Debt for Fine assessed *ad Curiam visus Frank-Plegii, & Baronis*: For that the Defendant put on his Hat in Presence and Contempt of the Lord and Court, and

Of Courts, Let,

said he cared not what the Court could do, and hindred the Business of the Court and *male indecore & incivilit se gessit*; for all which one Fine was assels'd generally and good, and though none of the Causes alone may not be sufficient, yet all are; and to say in a Court of Record, he cared not what they would do in Contempt is finable. 2. It was demurred to, because it's said, such a Day the Lord was seized, and the Defendant-Resident, and that *infra mensem Michereeli*, he held a Court, &c. *quod altunc & ibid.* the Defendant in Contempt, &c. and there is no day of holding the Court set; but it being Octob. 8. the Lord was seized, and the Defendant-Resident, *quod ad istud idem diem scilicet 80. oct. ad Cur. visus pleg. tent. infra mensem Michereeli* is well enough; but all agreed a day is necessary; *Hill. 14. 15. Car. 2. B. R. Rathor's and Cox.*

Of Harriots. The Original.

The Normans upon parcelling their Lands out to Inferiour Tenants invented this Service, and termed it Harriot-Service, and afterwards upon Infranchisement of their Villains; Harriot Customs were given Lords for a future continued Gratuity, and so originally they were *ex Gratia*, but now *de Jure*.

It is the best Beast (or other thing) that the Tenant hath at the time of his Death, and this shall be paid before a Mortuary.

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There are two Sorts of Harriots,

By { Service,
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Harriot-Service is generally exprest in a Man's Grant or Deed, by which it is reserved as it is in these Words, or to this Effect, *ac etiam per servitium reddendi post mortem cujuslibet tenentis deceden seifit optimum animal.* 1^o *Anderson* 278, 279. But *Harriot Custom* is only due by Custom, time out of mind, and may be paid after the Death of Tenant for Life. *Term. Leg.*

Harriot-Service is extinct per Purchase of of Parcel, but not a *Harriot-Custom*, 1 *Just.* 149. b.

It hath been a great Question in our Books, whether the Lord may seize for *Harriot-Service*; but it is agreed by all that he must seize for *Harriot-Custom*, *Plo* 96. a.

Now in the Case of Wood-land against Mantel it is said the Lord may seize for *Harriot-Service*, but 1 *Anderson* 298, 299. ^{Whether the Lord may seize for Harriot Service.} in *Odeham* and *Smith's* Case saith, he ought to distreign, and not to seize; so is *Serjeant Benlow*, p. 18. 39. But the Law is settled in *Cr. Car.* 260. *Major* and *Brandwood*, and that it is at the Lord's Election, either to seize or Distreign for it; tho the Pleading seems to justify the Distinction; for in *Replevin* if one Justify for *Harriot-Custom*, it's no Plea for the Plaintiff to say, That the Place

Place where is *Hors de son Fee*: For that he claims this Harriot as his proper Goods, and may seize it wherever he finds it, *Bend.* 18. 39. for the Lord may seize for an *Harriot-Custom* in the High-way, 2 *Just.* 132.

Customs as to Harriots, what are good or not.

The Custom was, that if the best Beast be effoigned, then the Lord had used to seize and take the best Beast of any other, being *Levant* and *Conchant* upon the Land. This was held to be a void and unreasonable Custom: so it is if so be the Goods of any Inhabitant or Dweller. *Dier.* 179. *b.* *Paxton's Case.* *Ben.* 39. *Bel. Coke Entr.* 666.

The Custom of having an *Harriot*, whether the Man had Goods or not, is a void Custom. *Carter's Rep.* 86.

A Custom that the Lord shall seize the Beasts of a Stranger for an *Harriot*, it is not good, because it alters the Property.

But a Custom that shall distreign the Goods, in such a Case is good, because it is but a Pledg, 2 *Leon.* 725. *Parker's Case.*

Who shall pay an Harriot, and when, or not.

Where many purchase Lands jointly, an *Harriot* shall not be paid till after the Death of the Survivor. 8 *Rep.* 105.

If by Custom a Copyholder dies seized, he shall pay an *Harriot* to the Lord, and after

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after the Copyholder is disseized, and dies during the Disseizin, yet he shall pay an Harriot within this Custom, for he was Tenant in Right notwithstanding the Disseizin 2. Rol. al. 72. Nevil's Case.

Lease is made to A. for 99 years, if B. C. and D. or any of them so long shall live to commence after a determination of a former Lease rendring Rent after the Commencement of the Term, *Ac etiam post mortem* B. C. and D. *respective*, for an Harriot 3 l. B. dies before the Determination of the first Term, and the Lessee brings Debt for 3 l. for an Harriot, *per Cur.* no Harriot is due because coupled with a Rent; and no Rent is due during the *Inter esse termin.* but both begin together Sid. 437. Hagon and Carve.

Lease is made for 99 years if J. S. live so long to commence after the determination of a former Lease to Sibole, if Sibel lived so long, *reddendo* 40 s. *per annum*, and 3 l. in the name of an Harriot, *post mortem* of each *Cestui que vie*, *per Cur.* the Harriot ought not to be paid till the Lease come in Possession, which is not till Sibel die, at which time the second Lease takes effect; and this shall follow, the nature of the Rent being in Company with such Rents and Services as are to be only done when the Lease comes into Possession; and the Lease to the Lessee for 99 years, is but a future Interest where the Lessee hath no Reversion, nor the Lessee any Term therein, and the *reddendo* is a Reservation, and therefore cannot

not take effect, till there is a Reversion; but *Keeling contra*; this being a Sum in gross, and here is an expresse Agreement to pay after the Death of either of the Parties and Agreement may reach Payments, as well on Contingency, as where the Party hath Interest, 1 *Keb.* 677. the same Case with the Precedent.

Who shall have an Harriot.

A. is Copyholder for Life of Lands *Harriotable* by the Custom if he die seized, and the Lord grants the Freehold of the Copyhold to *B.* for 99 years, if *A.* the Copyholder so long lives, the Remainder to *A.* for 1000 years, and afterward *A.* assigns his Lease of 1000 years to *C.* and afterwards *A.* makes *F.* his Executor, and dies seized, *per Cur.* *C.* the Assignee of 1000 years, shall not have an *Harriot*, because at the time of the Death of *A.* When the *Harriot* became due, he was not Lord, but had only a future Interest; and if any *Harriot* be to be paid, the Executor of *A.* or the Lord in Fee shall have it, 2 *Roll.* 41. 72. *Norris's Case.* This Case in *March* is reported thus, The Lord granted the Seignory for 99 years, if the Tenant should so long live, and after he made a Lease for 4000 years: The Tenant for Life is disseized (or more properly ousted) and died, 2 points are resolved. 1. An *Harriot* was to be paid, notwithstanding the Tenant did not die seized, because he had the Estate

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Estate in Right, and might have seized.
 2. He in the Remainder for years shall not have it ; their Reason was, because Tenant for Life was not the Tenant of him who had the future Interest of 4000 years, but of him who had the Interest for 99 years; but the Court was not agreed that the Grantee for 99 years should have the Harriot, the reason of the doubt was, because that *eo Instant.* the Tenant dies *eo dem Instant.* the Grant for 99 years determined. A Bishop is seized of the manner of D. and he lets 20 Acres of it to A. & B. during the Lives of their 3 Children, rendering 21 s. *per annum*, and also paying and delivering to the Bishop and his Successors two of the best Beasts on the Death of every, *Cestis que vie.* the Bishop after lets all the Mannor to W. rendering the ancient Rent, one of the *Cestis que vie.* dies, the Question was whether the Harriot belongs to the Bishop, or to W. *per Cur.* the Rent issues out of the entire Mannor.
 2. That the Harriot reserved shall go with the Reversion. *Wincl.* 46, 57. Bishop of Gloster against Wood.

Where Harriot shall be apportioned or not.

By the Act of the { Lord
 or
 Tenant.

Lord and Tenant by Fealty and Harriot-Service, and the Lord purchaseth part of the

the Land, the *Harriot*-Service is extinct, because it is intire valuable, *aliter* of *Harriot* of Custom; for if the Custom of a Mannor be, that upon the Death of every Tenant of the Mannor that die seized of any Land holden of the said Mannor, the Lord shall have an *Harriot*, although the Lord purchase parcel of the Tenants, yet the Lord shall have an *Harriot* by the Custom of the Mannor for the Residue; for he remains Tenant to the Lord, and the Custom extends to every Tenant, 1 Rep. 149. 6 Rep. 1. 2. 8 Rep. 105.

Feme by Custom is to have a Moier by Survivor, and if *Harriot* be to be paid for whole, if it be Part surrendred both shall pay *Harriots*, 1 Keb. 356.

Act of the Tenant.

If a Tenant alien parcel of the Tenancy entire Services as Homage Fealty, *Harriot* shall be multiplied, *Solida a singulis perstantur*.

If any Tenant who holds by an *Harriot* Alien. parcel of the Land to another, each of them is chargeable to me with an *Harriot*, because it is entire, and tho the Tenant purchase the Land back again, I shall have of him for every Portion an *Harriot*. 6 Rep. 1. 8 Rep. 107.

Copyhold was held by Rent, and *Harriot* upon Alienation and Surrender; Copyholder Alien, part of his Copyhold to one and part to another, and retains part in his Hands,

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Hands, and surrenders to the use of the Alienees, *per Cur.* the Lord shall have an *Harriot* upon every Alienation in Case of a Copyholder, as well as at Common Law. If they should not be multiply'd, it would be in the Power of the Tenant to defraud the Lord by Alienation of Parcels, and in this Case the Alienor pays the *Harriot*, because he continues Tenant, and upon every Alienation afterwards by the Alienees, they shall pay it, *Palm.* 342. Sir Francis Surgg against Fox. 1 *Keb.* 357.

In what Case the Lord shall have his Harriot.

If a Copyholder being sick in his bed doth surrender into the hands of two Tenants, &c. to the use of his eldest Son in Fee, and dies before Surrender is presented in Court, the Lord must have an *Harriot*. If Surrender had been presented in Court, and Admission before the Father's Death. *Aliter.*

If an *Harriot* is due to the Lord upon descent only, and a Surrender is made by a Copyholder unto the use of his Heirs in full Court, and the eldest Son is admitted Tenant accordingly, and the Father dies, the Lord shall have no *Harriot*.

Common.

Tenants in antient Demeln' may join in a Claim for Common, &c. because the King cannot claim for them; but other Men,

Men, if the Copyholders, they must only join who are Tenants to one Lord, and the Lord must prescribe for him and his Tenants. 1 *Jones Rep.* 276, 286. All the Inhabitants of *Egban Forest* joined to have claim for all Cattle commonable, *per Cur.* they ought not to have joined in one Claim.

Inclosure.

A Man had Coppice within a Forest, in which others have Common, and he rents the Coppice, and encloseth it according to the *Statute 27 Ed. 4.* which gives Liberty to inclose for seven years, this I shall not exclude the Commoner: *W. Jones* 235.

In Action of Trespass the Defendant saith, That One had had Common there, and such a One, and such a One, and he as Servant to One put in a Beast; and as a Servant to the 2^d put in 2 Beasts; and as a Servant to a third put in the Remnant; this is good, and not double, *alibi*. if he had said he as their Servant put in the Beasts. But when one as Supervisor of a Common by the Custom of the Mannor takes Beasts which surcharge the Common and impounds them, he shall not avow, but justify in Replevin: for he had not not any Interest, nor ought to have return, 15 *H. 7.* 10. 7 *Ed. 4.* 29.

Approved

Approval.

Before the Stat. of Merton c. 4. at Common Law the Lord could not approve, because the Common issued out of the whole Wast, and every part thereof, except in Case of Common Appendant, but by this Act he may approve against a Tenant that has Common of Pasture Appendant, altho the Common Appendant be without a certain Number, as to have sufficient Pasture for Beasts. *Quantum Pertinet ad tenentis sua.*

By the Stat. of W. 2. If Persons unknown in the night or otherwise, so secretly prostrate the Hedges, Ditches, &c. so as the Lord cannot know against whom to bring his Assess or other Action, and the Men of the Towns next adjoining do not indict the Misdoers, those next Towns shall be obliged to make the Hedge or Ditch at their own Cost and yield Damages to the Lord, and they have a year and a day for the indicting of them; and by the Indictment the Lord shall know against whom to bring his Action, and if they do not, the Lord shall bring his Action on this Statute against them, 1 Rols. Rep. Sir John Proctor and Mallory, Cr. Car. 28. 439. 1 Keb. 827.

Debt for 4s. 6 d. for Breach of a By-Law made at a Leet, which claims Custom for Common to make By-Laws for using and regulating as a Leet their Common Exceptions to it, were,

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1s. 1d.

1. It is not said, *Usi fuerunt sed non alocati*, for *Constituti fuerunt*. Such By-Laws is sufficient. 2. There should be Prescription for the Penalty as well as the By-law, 5 Rep. Clerk *sed non alocati*; for the Law that allows the Prescription allows the Penalty, and the Remedy is by Debt; but other Remedies as by Distress must be prescribed for. 3. The Penalty is given to the Lord, and so it must for the King, nor none else can have it, 21 H. 7. of impounding Cattle. And as to the matter *Wield* said, had it been by a proper hand it had been good; and tho the Leet originally have nothing do with Common, yet by Custom as here laid, it may have such a Jurisdiction, and the Judges ought to support and favour it, because else they strike at a Fundamental; as to Fines, this hath Common Usage in most Leets, 2 Cr. 313. *Hudson* and *Dufferld*. But admitting at Common Law they could not make By-Laws, yet this Custom may make it good, and may have reasonable Commencement; for at the first Purchase and Settlement of the Common it may be intended all Parties agreed By-Laws: for it should be at the Leet, 5 Rep. *Jeffery's Case*. *Archer ad idem*. There had been no doubt of Courts-Baron, 1 Cr. 491. Also Leets in gross cannot meddle with Common; but such Leets as these that appertained to Hundreds, with Privilege by Custom to govern, is sufficient to give Jurisdiction, *Rol. 545. Tirrel*. That the Custom is not good, it's against the

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nature of Leets to meddle with Common, and a Court Baron may as well be intituled to Pleas of the Crown; and if a Leet may thus make one By-Law, a Court-Baron may make another, and then which shall be obeyed; and the Case put must be understood where Courts-Leet and Courts-Baron are held together: but Judgment *per Quer. Trin. 20 Car. 2. B. Com. E. of Exeter against Smith.*

In Replevin for taking 3 Cows at B. The Defendant *Cognovit captionem*; for that the place where is parcel of the Manor of B. being wast, and that there were an hundred Copyholders there who had common there, and shews a Custom, that they choose every year a Surveyor of their Fields, who used to distreign there Cattle Damage Feasant; whereupon *Cognovit Actionem*, and prayed a Return. Upon the Demurrer it was adjudged, that this Avowry was not good; for tho they had such a Custom to make a Surveyor, and that they might distreign Damage-feasant, yet that ought to be in the name of him who hath the Free-hold, and of some Commoner, and not in his own Right: so ought the Common Pindar. *Cr. Jac. 436. Stephen's and Keblethwait.*

A Common divided shall be rateable; so that the Land in which, &c. shall not be surcharged, 1 *Inst.* 66.

In Action of Trespass the Defendant pleads he was the Queen's Bailiff of her Mannor of B. and that at such a Court holden

Surveyor of Fields, how to justly distreign for Damage feasant or Common.

Surcharge: ing the Common.

holden before one J. S. Steward, there it was presented, That the Plaintiff being Tenant of the said Mannor, had surcharged the Common, for which he was amerced to 6 s. 8 d. which was assented by J. S. and J. M. Tenants there; and for that Amerciament he distreigned, *per Cur. quod Presentat fuit* is good, tho he does not alledge *ipso facto* that he surcharged, being pleaded by the Bailiff, to whom it sufficeth to take cognizance of the Presentment, and no more, and *non refert* as to him, whether it be true or not.

Distress by a Bailiff not having a Warrant.

And the Amerciament being assessed by the Steward is well enough, tho not by the Suitors, it being the Common Course and Distress is incident to it, but *per Cur.* this Distress by a Bailiff not having a Warrant to do it by Estreat or otherwise is not lawful, for he cannot distraign *ex officio*. *Cr. El.* 748. *Rowleston* and *Alman's Case*.

Ordinances to regulate Common.

Ordinances and By-Laws, by Custom for the Common is good; and this is not to take away the Inheritance, but the regulating of the Common. In Replevin the Defendant made Cognizance as Bailiff to Sir J. S. for that the said Sir J. was seized in Fee of the Mannor of S. whereof a great Wast called K. is, &c. parcel; and that

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that the said Sir J. S. and all these, &c. have had in the said Wast, a Court to be holden twice every year by the Steward of the Mannor, in which Court upon reasonable Summons all the Commoners within the said Common have used to appear, &c. and that within the said Mannor is such a Custom that the Steward should out of the Commoners choose a Jury to enquire of a Purperstures and Misfeasances, within the said Commons, and that the Jury had used to make Ordinances concerning the well using of the Common, and that all those who had Common had used to be obedient to the Performance of those Ordinances under a reasonable Pain, to be set down by the Jury; for which Pains forfeited, the Lords of the Mannor have used to distreign, and alledgeth in *facto*, that at such a Court, a By-Law was made by such being Jurors, whereby it was ordered that no Commoner should keep any Sheep in the bounds under the Meere upon Pain of 3 s. 4 d. and for keeping Sheep against this Ordinance, and Penalty forfeited, he distreigned; the Plaintiff demurred, *per Cur.* It is a good By-Law, and it being Proclaimed in Court, as was alledged in the Plea, he being a Commoner, is bound to take notice of it, and none else need to give him notice, and what is made by the Homage, and not by the Lord or Steward, the Commoners are bound to take notice of, *Jones, Rep. 421. Cr. Car. 499. 1 Rol. abr. 365. James and Titney.*

*By Laws
proclaimed
in Court.*

Cases between the Lord and Commoner.

If the Lord surcharge the Common, the Commoner may not chase the Beasts, but shall have an Action on the Case which is a sufficient Remedy; but the Beasts of a Stranger he may distrein Damage feasant, or chase them out of the Common: for a Stranger hath no colour to have his Beasts there, *Godb. 182.*

If the Lord surcharge the Common, the Commoner shall have Affize or Action on the Case not admeasurement, *Fitz. 125. a.*

If the Lord surcharge the Common with Coneys, the Commoner in Trespass cannot justify his Entry to chase and take them: For a Commoner cannot be his own Judge, for he has his Action on the Case, and tho the Owner of the Soil had no Property in the Conies, yet so long as they are on his Land, he has Possession of them, which is good against the Commoner. *Relv. 104. 2 Leon. 201, 202. Cr. Jac. 195.*

*Pond made
by the Lord
on the Com-
mon.*

If the Lord make a Pond on the Common, if the Commoner have Common sufficient left, it's good, *2 Bulst. 116.*

Action on the Case by a Commoner for eating up his Common, *per Cur.* a Tenant of the Manner may prescribe to have the sole Common for their Horses in a Meadow after the Grass is cut, and made into Grass-Cocks, to bind or keep their Horses there, so that they do not meddle with the Hay till *Lammas-day*, and after

Lammas.

Lammas-day, for all Covenable Beasts, *Levant* and *Couchant* upon their Tenants at large, without tying till *Lady-day* in *Lent* yearly, at to their Tenant-appleyning, excluding the Lord of the Meadow and Manor to have any Common or Pasture there for this time, he having the sole Herbage until *Lammas*, or share until the cutting, if he will keep it for Hay, 2 *Roll. abr.* 267. *Wheatland* and Sir *Rob. Pain*.

If the Owner of the Soil plougeth the Land, and sow the Land, yet the Commoner may put in his Cattle claim against the Common, and he may well justify the same, because the Wrong begins in the Owner of Soil, 2 *Leon.* 201.

One Grants Common in such a place, where, &c. by this the Grantee may use all the Common, and if the Grantor erect a stack of Hay upon part of the Place, where, &c. and the Commoners Beasts eat the Hay, it is Justifiable, and the Grantor cannot chase the Beasts. The Beasts may rang all over the place; otherwise by such means he may defeat his own Grant, and by the same reason that he may erect one Stack, he may erect 20. *Yelv. p.* 201. *Fermore* and *Hunt*.

The Lord may not dig Pits in the Common, and if he do, the Commoner may bring Action on the Case; for the Statute saith other manner of Improvement, viz. By Enclosure, 1 *Sid.* 106. *Gee* and *Cotber*.

Attachment.

Council moved for Attachment against *B.* that by Process out of the hundred Court, *B.* had attached a Flock of Sheep, which *per Cur.* hath been often ruled as unreasonable, and can be but of one thing, and the value 5 *s.* is sufficient for an appearance, and taking more is illegal; also driving them into a Franchise, and there attaching, them was another Contempt, and Attachment was awarded, *M. 24. Car. 2. B. R. Matthews and Gage.*

In transfer the Defendant justifies by *Le-vae fac* awarded by the Steward, and sealed by him in an hundred Courts held before the Steward and Suitors, it's ill; it should be in an ^{but} the sealing the Process by the Steward is sufficient.

Upon Affidavit that the Debt was above 40 *s.* and splitted into several Actions in Courts-Baron the Court awarded a Prohibition and Attachment.

The Court granted an Attachment against a Bailiff, who on a *Latitat* arrested *J. S.* and he being escaped, they distreigned his Cattle, and no Pound being in the Hundred, they drove them into *Chichester*, and there attached them by Custom on Plaint in that Franchise, and would not suffer Replevin of them, and altho he were no Attorney, yet this being an oppression
to

to the People it was granted ; as also because such Beasts in the Pound cannot be attach'd ; and by *Windham* this is an usual trick to defeat the Jurisdiction of this Court, and Bailiffs drive them by night into such Franchises, and the Party had brought brought Trespass, which is yet depending for this illegal Distress, yet the Court granted it on Motion, *M.6. 2 Car. B.R. the King against Cumber.*

Escheat.

If divers Copyholds Escheat to the Lord, and he regrants them to another *Tenendum per antiqua Servitia*, &c. they shall be severally held as they were before the Escheat, *4 Rep. 27.* and the Fines shall be severally, as *Hubart* and *Hammond Case*, *4 Rep. 28.* and consequently the Forfeitures.

Copyhold escheated may be demised, notwithstanding the Lord's continuance of it in his hands above 20 years. *2 Keb. 213. Pemlb and Sterm.*

After escheating it cannot properly be called a Copyhold, except it be because there is Power in the Lord to grant it as Copyhold, were it by Custom that the Wife shall be endowed of the Moiety or Intierty, because the Custom as to her is extinct. *2 Sid. 19.*

If the Tenant be attainted of High Treason, the King shall have the Escheat of whomsoever he held ; but if the Escheat be for Felony the Lord shall have the Land.

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The King's Copyholders is attainted of Felony whereby his Copyhold Escheats, the Steward may grant this over *ex officio* without any especial Grant, for the Custom of the Mannor warrants the Steward of the Mannor for the time being to grant it, and the Custom binds the King and his Successors, yet it is his Duty before he make any such Grant to inform the Lord Treasurer, &c. 4 Rep. 30. Harris and Jay.

Surrenders.

A Surrender is a giving up of the Land by the Tenant to the Lord according to the Custom of the Mannor to the use of him that is to have the Estate. The Form of Entry *vide infra*, and the Surrender is to this purpose, that the Lord should not be a Stranger to his Tenant.

In the Grant of a Reversion, Attornment is not necessary for a Copyholder, it's like an Estate raised by Uses.

1. It is the general Custom of the Realm that every Copyholder may surrender in Court, and need not alledg any Custom therefore: and so if out of Court, he surrender into the Hands of the Lord himself, he need not in pleading alledg any Custom; but if he Surrender out of Court into the hands of the Lord by the hands of 2 or 3 Copyholders, or by the Hand of the Bailiff,

liff, &c. these Customs are particular, and therefore he must plead them, 1 *Inst.* 59. 4.

2. Copyholds cannot be Surrendered, but by actual Surrender in Court, and not by a Surrender in Law; therefore if a Copyholder in Fee take the same Land of the Lord by other Copy for Life. This is not any Surrender or Determination of his Copyhold Inheritance, 1 *Roll. Abr.* 501.

Copyhold Land cannot well pass by any other word than *sursumreddidit*. if it pass in the Court by the words, Give, Grant, Bargain and Sell; this will not so pass it, but the Heir of the Copyholder shall avoid it.

Surrender out of Court.

A Surrender into the Hands of 2 Tenants, they are but Instruments, and a Surrender out of Court if it be duly done, is as good as a Surrender in Court.

Copyholder may surrender out of Court into the hands of the Lord by the hands of 2 or 2 Copyholders, or of the Bailiff or Reeve; but this cannot be without particular Custom and must be so pleaded, 1 *Inst.* 59.

The Steward of a Mannor may take a Surrender of a Copyhold out of the Mannor, *M.* 13. *Fac. B. R. Housley and Wild.*

Surrender out of the Mannor.

If he who ought to Surrender cannot come in Person into Court to surrender in

Of Courts-Liet;

in Person, the Lord of the Mannor may appoint a special Steward to go to the Prison and take Surrender, 1 Leon: 36. So if a Copyholder be in *extremis*.

By Letter of Attorney.

A Surrender by Letter of Attorney to 2 Customary Tenants out of Court, is good. But such Attorneys ought to pursue the Manner and Form of the Surrender in all points according to custom, as the Copyholder himself ought to have done, as if it is the custom to do it by the Rod, &c.

The Form of the Letter of Attorney.

That the Copyholder doth constitute, *W. T. and E. A.* 2 Copyhold-Tenants of the Mannor of, &c. his lawful Attorneys to Surrender *vice & nomine suo*, to the Lord of the Mannor 10 Acres, &c. to the Use of *J. N.* and his Heirs, and after at a Court held in the Mannor, 8 July, &c. the said Attorneys, *Tunc tenentes Dom. per Copiam Relor. Cur. & in ead. Cur. ostenderunt scrip. præd. geren. dat. præd. 12 die No. &c. Et iidem W. & E. autoritate is per prædict. literam per Attornat dat in Plena Curia sursum reddidit. in manus Dom. præd. &c. acras, &c. ad opii & usum, &c.* Now the Attorney must do the act in the name of him who gives the Authority, as it is in *Brownl. 94.* The Letter of Attorney must say for him, and in his name, yet the Entry aforesaid is good ;

good; for it is *W. &c. E. Sursumreddidit. & Authoritate eis dat.* which is as much as if they had *sum.* We as Attorneys of, &c. Surrender.

Harvy, Justice, said, he knew it to be adjudged, that a Surrender of a Messuage, and 3 Acres would pass more Acres, if divers copies have it to successively; he means if the Word *cum Pertinentiis* be in *Het. p. 2.*

Copyholder in Fee surrendered his Lands into the hands of the Lord, without saying to whose use the Surrender shall be, and at next Court the said Copyholder was admitted *habere* to him and his Wife in Tail remainder to his right Heirs, *per Cur.* the subsequent A& shall explain the Surrender, and when the Copyholder accepted a new admittance, the Law intends the Surrender was made to such an Use, as is specified in the admittance. *Pop. 125, 126. Cr. Jac. 434. Brook's Case.*

Copyholder Surrenders to the use of *M.* and *R.* without Limitation of any Estate, they shall only have it for their Lives; and in such case if the Lord make admittance, and deliver seizing to *M.* and *R.* and the Heirs of *R.* this is only an admittance for Term of their Lives, the Reversion over to *R.* who made the Surrender; for the Lord is but an Instrument, 4 *Rep. 27. Duntong's Case.*

Surrender to the use of an Infant in *Ventre in Mere* is good.

Copyholder may surrender to the use of another, upon condition if the Copyholder

der pay to the Surrenderer, &c. *ad Domum suam Mansualem*, that then the Surrender shall be void, 5 Rep. 114.

A Surrender to J. S. J. S. surrenders it to a Stranger, who is admitted; the Stranger takes nothing, for J. S. had no Estate before admittance, and the Right and Possession still remained in him who surrendered, and this shall descend to his Heir; but an Heir to whom a Copyhold descends, or comes in remainder, he may surrender before admittance, because he is in by Course of Law for the Custom which makes him Heir to the Estate, casts the Possession to him from his Ancestor; but a Stranger to whom the Copyholder surrendered, had nothing in him before admittance, because he is a Purchaser, and the Copy made to him upon his admittance, is his Evidence by the Custom, and before this he is no Customary Tenant, and so can transfer nothing to another. *Yelv. 144, 145. Wilson and Weddel. Cr. Jac. 36. Joyner's Case.*

Copyholders-Baron and Feme to them, and the Heirs of the Husband dies, the Heir may Surrender his Reversion into the hands of 2 Tenants out of Court (if the Custom be so) before any admittance, and during the Life of the Wife, and it's a good Surrender: for the Reversion was cast upon him before any admittance, 1. *Rel. abr. 499. Culchin's Case.*

If a Disseisor or a Feoffee of a Disseisor, or any other who hath a tortious or defeasible Estate

Estate hold Courts, and make any voluntary Grant upon Escheat, or Forfeiture of a Copyhold; such voluntary Grant shall not bind him that had right, when he shall recontinue the Mannor by Action or Entry: But if such Lord who had a tortious or defeasible Estate admit any upon a Surrender made to the use of another, or give admittance to the Heir upon a descent, such admittance shall be good: for such Acts are lawful, and *Quodammodo judicialis*, 4 Rep. 23. b. *Clark and Pennyf.*

A Tenant out of Court cannot take a Surrender of a Feme-Covert; for that she is secretly to be examined by the Steward. *Totbil. p. 108.*

A Surrender is not countermanded by the Death of the Surrender before Presentment, 4 Rep. 29.

A Copyholder Surrenders to the use of *A.* in trust that he shall hold the Land until he hath levied certain Money, and that afterwards he shall surrender to the use of *B.* the Monys are levied. *A.* is required to surrender to the use of *B.* He refuseth. *B.* exhibits a Bill to the Lord of the Mannor against *A.* that he shall Surrender; he refuseth: Now the Lord may seize and admit *B.* to the Copyhold, for he in such case is Chancellor in his own Court: 1 Leon. 2. or Relief may be had in Chancery.

Present-

Presentment.

If the Surrender be made out of Court into the hands of the Lord himself, which the general Custom will warrant, or into the hands of the Bailiff, or of two Tenants of the Mannor (which is warrantable only by special custom) there must be a true Presentment of of the Surrender in Court by the same Persons into whose hands the Surrender was made, and the admittance of the Lord must be according to the effect and tenor of the Surrender and Presentment. It is not effectual Surrender till it be presented in Court; and therefore in Action on the Case on *Assumpsit*, in consideration that the Plaintiff would surrender to the Defendant and his Heirs, a Copyhold according to the custom of the Mannor; the Defendant assumed to pay 500 l. and for breach of this promise the Plaintiff brings the Action, and had a Verdict; but Judgment was arrested, because the consideration on the Plaintiff's Part was not performed, for the consideration was, that he should surrender the Copyhold to the Defendant and his Heirs, and he hath alledged the Surrender to be in the hands of a Copyhold-Tenant of the Mannor to the use of the Defendant, which is no Surrender, until it be presented at the next Court; and so it is uncertain whether it shall take effect or not, *Stiles 256. Shaen's Case.*

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The Presentment by the general Custom of Mannors is to be made the next Court-day, after the Surrender; but by special Custom at the second or third day after and by *Roll. in Jay's Case. Stiles 275.* There is no certain time, but as the Custom is; so that it be in the Life of the Tenant, and made by the same Persons, that took the Surrender, and in Points material, according to the true Tenor of the Surrender.

If one surrender out of Court, and die before Presentment; if Presentment be made after his Death, it is good. *4 Rep. 29. Bunting's Case.*

If *Cestis que vie* (that is) he to whose use the Surrender is made, dieth before Presentment, yet upon Presentment made, after his Death, his Heir shall be admitted. *Stiles 145, Barker and Denham.*

Surrenderer dies before admittance his Heir may be admitted, *2 Sid. 38. 61.*

The Custom is that it should be presented at next Court, otherwise it should be void. One surrenders his Copyhold into the hands of 2 Tenants out of Court. Upon Condition of Payment of Money *July 25.* after to be void. After he surrenders out of Court to the use of *J. S.* the Money was paid before the *25th* day of *July*; then he surrenders to the use of a *3d* Person before the Payment at the next Court; the Surrenders were presented, but not the first; and the Lord grants Admittances severally to these 2 Persons, *per Cur.* the se-

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cond Surrender was good, for nothing by the Surrender out of Court was divested out of him that surrendred, until the Surrender was presented; but he was absolute Owner to bring Trespass, or any other Action, and then that not being presented, and the second was presented, the first Surrender was void, and the second was good. *Jones* 306. 1 *Rol. abr.* 500. *Burges* and *Spurton*. *Cor. Car.* 233. 283. *Mesme's Case*.

Fines for Copyhold.

Fines due to the Lord upon admittance, are not to be paid till admittance, either upon a Surrender, or a Descent; for the Parties being admitted intitles the Lord to a Fine, 4 *Rep.* 27.

Fines Certain.

It was the Opinion of Chief Justice *Richardson*, there is scarce a Copyholder in *England*, but the Fines are uncertain; for if the Rolls make it appear that at any time a greater or lesser Sum was paid for a Fine; this makes the Sum uncertain: the ordinary Course to search it, is by Bill in Chancery. *Lit. Rep.* 25. But Fines are certain in great numbers of Manhous. In *Allen* and *Abraham's Case*, 2 *Balsf.* 32. there is diversity between Proof in Case of Descent and Purchase. The Case was upon not guilty in Ejectment; the matter upon the

Issue

Issue was, about the Custom of a Copyhold Mannor, whether the Copyholders upon their Admittances have used to pay Fines uncertain, at the will of the Lord, or certain; that is, the value of 2 years Rent. To prove the Fines uncertain, the Plaintiff shewed divers Court-Rolls of Admittances upon Surrenders, and that the Fines taken by the Lords were not certain, but sometimes one, and sometimes another, *per Cur.* to prove a Custom for uncertainty of Fines, and not to be certain, 2 years Rent; there ought to be Court-Rolls, and that in Cases of discent for in Case of a Surrender or Purchase, the Lord may take what Fine he will; but such Fines are no Proofs to prove taking uncertain Fines by the Custom, but the same ought to be in Cases of Discent.

Of Fines unreasonable.

But where Fines are uncertain, yet the Lord cannot exact excessive Fines; and if the Copyholder deny to pay it, it shall be delivered by the Opinion of the Judges before whom the matter depends, 1 *Brownl.* 186. 4 *Rep.* 27. 1 *Inst.* 59. 60. *Hob.* p. 135.

Copyholder brought Trespass against his Lord. The Defendant pleads he had admitted the Copyholder, and had assessed a Fine of 20 Nobles, and had appointed him to pay it to his Bailiff at his House within the Mannor 3 months after, and alleged he had not paid it. The Plaintiff

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demurs,

demurs, for that Lord had not avered, the Fine was reasonable ; but *per Cur.* the Lord is not bound to averr it, but it must come on the Copyholders side to shew the circumstances of the Case to make it appear to the Court to be unreasonable, and so to put it upon the Judgment of the Court the Copyholder if he be Defendant may plead not guilty, and then it shall come in evidence whether the Fine were reasonable or not ; and if the Court where the Cause dependeth, adjungeth the Fine exacted unreasonable then, and not the Copyholder compellable to pay it, for all excessiveness abhor'd in the Law.

Of Fines due by Copyholders to the Lord, some be by Change or Alteration of the Lord, and some by change or Alteration of the Tenant.

If the Fine be due by the Alteration of the Lord, such Alteration must be by act of God : for if the Lord do alledg a Custom within his Mannor to have a Fine of every one of his Copyholds at the alteration or Change of the Lord of the Mannor, be it by Alienation, Demise, Death, or otherwise. This Custom is against the Law as to the change of the Lord by the Act of the Party, for by that means the Copyholders should be oppressed by the Multitudes of Fines by the Lord's own Act, but where the change groweth by the Act of God, as by the Death of the Lord, the Custom is good, 1 *Inst.* 59. b.

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But

But it is a good Custom that the Copyholder had used to pay a Fine upon every alteration of the Tenant either by the Act of God, or the Act of the Party. *id. ibid.*

Generally the Fine is to be assessed by the Lord, but in some places the Custom is, That the succeeding Copyholder shall compound with the Lord for his Fine; and if he cannot compound, then the Homage of the Mannor shall assess the Fine, as was the case of *Ford and Hoskins Cr. Jac. 368.*

Copyholder in Fee, surrenders to the use of another for Life, when the Lessee dies, he shall not pay a Fine for his admittance to the Reversion; for this continues always in him. *1 Rep. 107. Pidger's Case.*

If Copyholder in Fee, surrender to the use of one for Life, the Remainder to another for Life, the Remainder to another in Fee, there is but one Fine due, for the particular Estate, and the Remainders are but one Estate. *1 Rol. ab. 505.*

If the Fine be uncertain notice must be given before there is a Forfeiture, *alio.* if the Fine be certain time and place must be ascertained, and notice must be proved, *4 Rep. 27. 28.*

The Lord assesseth a Fine of 12 l. to be paid by a Copyholder and appoints it to be paid at his capital Messuage of the Mannor 3 months after, and the Copyholder pretending the Fine to be certain, *viz.* 2 years Quit-Rent offered at the day of assessing the Fine according to the Rent for 2 years, but at the Day appointed for the Payment there-

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of cometh not thither to excuse his non-payment, nor makes any other Refusal, *per Cur.* this in Law a Forfeiture of his Copyhold ; but if he had come at the day assigned for the Payment, and had then rendered the 2 years Quit-rent, being the Fine certain (tho not the Fine assessed) it had been no Forfeiture.

It is adjudged in the Case of *Dalton and Hammond*, *More* 851.

If the Fine be certain, the Tenant is to bring it with him into Court, and pay it before admittance ; and if he be not ready to pay it its Forfeiture. *alio.* of the refusal to pay an excessive Fine.

Where a Copyholder hath divers several Lands severally holden, by several Services by Copy, there the Lord may assess and demand Fines severally, for every parcel which is so severally held : for the Tenant may refuse to pay a Fine for the one, and so forfeit this, and yet pay the Fines for the others, and for every several Tenure the Lord ought to demand and assess a several Fine, 4 *Rep.* 28.

Note, Debt lies for the Lord against his Copyholder for the Fine. *Sid.* p. 58. *Wheeler and Honor.*

Of Copyholders being impleaded and impleadable in the Lord's Court.

Copyhold Lands are as the Demesns of the Mannor, and are the Lord's Freehold ;
and

and therefore are not impleadable, but in the Lord's Court. *Cook Jac. 559. Pimmock and Hilder.*

One recovered certain Copyhold Lands in the Court of the Lord of the Mannor by Plaint in the nature of a Writ of right. A Precept cannot be made and awarded out of the Court to execute the said Recovery, and to put him into possession, who recovered with the *posse Manerii*; for force in such Case is not justifiable, but by command out of the King's Courts. 3 *Leon. 99.*

A Woman recovered Dower of a Copyhold within the Mannor, and 40 *l.* Damages, and she brought Debt for the Damages in *B. R. per Cur.* it lies not, because the Court-Baron cannot hold Plea nor award Execution of 40 *l.* Damages, tho the Damages were there well assessed; and no Writ of Error or Faux, Judgment lies upon such a Recovery of a Copyhold, but only a Petition to the Lord of the Mannor; so that Copyhold Plaint are not within the Jurisdiction of the Court of King's Bench, *Moor No. 559. Shaw and Tompson.*

If an erroneous Judgment be given in a Copyhold Court, if a Common Lord in an Action in nature of a Formedon, a Bill may be exhibited in Chancery in nature of a Faux Judgment to reverse it, 1 *Rol. ab. 373. Pateshall's Case in Scacario, 1 Inst. 64.* he cannot have the King's Writ of faux Judgment in respect of the baseness of the Estate and Tenure, being in the Eye of the Law, but a Tenant at Will, and the Freehold being

in another ; but he may have a Petition to the Lord in the nature of a faux Judgment, and therein assign Errors, and have Remedy according to Law, 4 Rep. 21. *Brown's Case.*

Fenner said he had seen a Record, 36 H. 8. where the Lord by Petition to him had for certain Errors in the Proceedings reversed such Judgment given in his own Court.

Real Plaints in the Lord's Courts, are in this Form: *A. de B. queritur versus de C. de D. de placito terre videlicet de uno mesuagio Quadragint acres terre, &c. cum pertin. & fecit pro testationem se quas querelam tam in natura brevis Dom. Regis assign mortis antecessoris ad Communem Legia aut in natura brevis de forma donationis in descendere ad communem Legia* (and some the nature of any other Writ, *Plegii de prosequend. &c.*

Forfeitures of Copyholds.

There are several Causes of Forfeitures in respect (of the Act of the proper operation of the Law) by Act of the Party) Non-seafance or Misfeafance.

If a Copyholder be to pay a certain Rent yearly by his Copy to the Lord, and the Lord comes upon the Land, and demands the Rent at the Day, if the Copyholder being present refuseth to pay it, this is a Forfeiture, if the Copyholder aver he hath not his Rent ready; this is not any Forfeiture, for the Lord may distrein. 1 Rol. Abr. 506. Cr. El. 505. there ought to be

a Demand of the Copyholder to make a Forfeiture; the Lord demanded the Rent of his Copyholder, and he answered that he had it not with him then; but that he would pay it as soon as he could: the Lord said pay it at my House such a Day, which House was within the Mannor, it was resolved the first words were not any Forfeiture; but when the Lord assigned him a day certain, at which day he pays it not, this Failure amounts to a willful Refusal, and so was Forfeiture, but had the place been out of the Mannor, it had been no Forfeiture, *Latb 122. Grey and Ulisses.*

Bargain of a Mannor by Deed indented and enrolled, shall not take advantage of the Forfeiture of a Copyhold for denial of Payment of Rent to him without notice given to him of the Bargain and Sale, agreed for Law in *Francis Case. 8 Rep.*

Copyholder before any Rent due, saith he will not pay any Rent to the Lord hereafter, or that when a Court is to be holden, that he will not appear to do any Suit at the Court of the Lord, these are no Forfeitures; but if his Rent being due denies it, or when the Court is holden, he saith, he will not do any Suit, the same is a Forfeiture. *Sir Charles Halton's Case, cited 3 Leon 108. Tavernor and Cromwel.*

The Lord must demand a Fine of his Tenant at the time it grows due, or some time after of the Person of his Tenants, or else it is no Forfeiture. *Moor N^o 851. Dalton and Hammnd. Cr. El. 779. where*

a Fine is certain no notice or demand is necessary, 1 *Keb.* 154.

If a Fine by the Custom of the Mannor be certain upon the admittance of a Copyholder if the Lord demand this Fine, and the Copyholder refuseth to pay it on demand; this is a Forfeiture presently without Presentment, *alit.* of a Fine uncertain, 1 *Rel. abt.* 507.

The Lord comes to the Copyholder and requires him to do his Services, *viz.* such and such, and the Copyholder answers, you shall have them if they are due by Law, but it shall be tried at Law first this was adjudged to be no Forfeitures, *Latch.* 122.

Non-payment at Court.

The not appering at Court was a Forfeiture. A Copyholder said if it were a Court he would appear, if none he would not; tho this appear to be a Court, yet it's no Forfeiture, because it's no wilful Contempt, 1 *Keb.* 25.

If a Copyholder in fee withdraw his Suit for many year to the Court of the Lord, no warning being alledged to be made by the Lord to him when he held his Courts, it's no Forfeiture, it is negligence, *alit.* if he had been warned, and then had refused, 1 *Rel. Rep.* 256. *Adam's Case.*

If the Copyholder doth not come to the Court of the Lord after a particular Summons made to their Persons, this was adjudg'd

judg'd a Forfeiture without expresse Refusal,
Noy. 5. 1 Rep. 429.

General warning within the Parish is sufficient; for if the Tenant himself be not Resiant upon his Copyhold but elsewhere, his Farmer may send notice to him of the Court. If a Man be so weak that he cannot travel without danger, &c. or if he have a great Office, &c. these shall excuse.
1 Leon 104. Sir John Branch his Case.

The Custom was if any Copyholder in fee die seized, and his Heir comes not at the next Court, and claims the same Tenants, and prays to be admitted to them, then a publick Proclamation shall be made in full Court, that the Heir shall come to the Court to claim, and be admitted, and so at 2 other ensuing Courts, the like Proclamation, and if the Heir come not, then the Lord to seize them as forfeited *per Cur*, This Custom and Non claim shall not foreclose the Heir which was beyond Sea at the time of the Proclamation made; for by intendment of Law, he cannot have notice, but if the Heir had been within the Realm at the time of the first Proclamation made, for by intendment of Law he cannot have notice; but if the Heir had been within the Realm at the time of the first Proclamation, and after goes beyond Sea, the other Proclamations shall bind him though he be beyond Sea, at the time of the other Proclamations made, for he shall not defeat the Lord by his own Act,
6 Rep. Sir R. Leithford's Case, Cr. Jac. 216.
 Procla-

Proclamations whereby the Lord claims Forfeiture ought to be proved *viva voce*, and not only by the Court Rolls. 1 Keb. 282.

If a Jury or Homage of the Mannor after Oath taken to present the Articles of the Court refuse to make Presentment according to their Oath, if they are Copyholders, this is a Forfeiture of their Estate. Dier. 211.

As to Misfeasances, what Acts made or done by a Copyholder shall be a Forfeiture.

Note, Every Act that makes a Forfeiture ought to be,

1. To the Disherison of the Lord.
2. A voluntary Act against the custom, therefore a Trespass on the Demesne of the Lord is no Forfeiture.

Making Leases not warranted.

For the Lord of a Mannor to take Forfeiture by reason of a Lessee not warranted, there ought to direct Proof made of a Lease certain with beginning and ending certain, and the Oath of a Stranger in the Lord's Court to the Homager that a Copyholder had made a Lease for 10 years, that so the Homagers may find and present the Forfeiture, shall not be of force, especially the Copyholder continuing in possession, and dying seized of his Copyhold Estate, 1 Bulst. 189. Hamlen's Case.

If

If a Copyholder for life agrees to make 3 several Leases by Indenture, the one to commence after the other, there being two days, the end of the first, and the commencement of the second; and so between the second and the third, and after he executed them at one Time, this is a Forfeiture: for this is apparent Fraud, and a greater Estate than one year passeth presently. 1 *Rol. abr.* 508.

A Lease for 3 years by parol is a Forfeiture, whether the Lessee enter or not, and this for the unlawful Contract made to the Disherison of the Lord; and a Lease to commence at a day to come is a Forfeiture, beause it is not avoidable by any of the Parties. *Moor* 508. *East and Harding, Het.* ly 122.

A Lease for years of Copyhold Land by Indenture or Parol is a Forfeiture, unless there be an expresse Custom to warrant it.

Surrender by Tenant for Life to another in Fee is no Forfeiture, *Moor* No. 983. *Oldcor's Case.*

If a Copyholder Court waft against the Custom of the Mannor, it is a Forfeiture, 4 *Rep.* 22. *Clifton's Case.*

Negligent Wast is not a Forfeiture without a Custom, *Het.* 51. *Farmer and Ward*; and yet if a Copyholder suffer the House to decay, it's a Forfeiture. 1 *Rol. abr.* 508. *Rastal and Turner. alit.* if a Stranger commit Wast without the consent of the Copyholder, 4 *Rep.* 27. *vid.* 1 *Just.* 53.

If a Copyholder sell Trees for the Reparation of the House it is no Forfeiture; but an Act afterwards as selling them may work a Forfeiture, 7 Rep. 76.

If there be no Custom to the contrary Wast either permission or voluntary of a Copyholder is Forfeiture, 1 Inst. 83.

If a Copyholder convert part of the Land into a Pischarge. It's a Forfeiture.

Rescous by a Copyholder is a Forfeiture.

If a Copyholder bring a Replevin, it's a Forfeiture, 1 Rol. Rep. 48. *Warn and Sander.*

A Copyhold is not forfeited by Outlawry in a personal Action: for the Lord is not prejudiced by it, and yet the King shall have the Profits.

The manuring of Land to hop Ground was agreed to be a Forfeiture.

Acts of the Husband.

Feeme Copyholder of Inheritance takes Husband, Husband makes a Lease for years, the Lord enters for a Forfeiture; Husband dies, Wife dies; the Heir of the Wife enters, and his Entry was adjudged lawful. *Palm. 387. Savern and Smith, 2 Rol. 344.*

If a Feeme Copyholder for Life takes Husband who commits a Wast, this shall bind the Wife, and the Difference as to this, and the Husband's making a Lease is a Wast, the Forfeiture goes to the Inheritance of a Wife, which continued for ever; but in *Savern and Smith's Case.* This Forfeiture deter-

determines with the Lease; but if a Stranger commits Wast without the assent of the Husband, it is no Forfeiture, 4 Rep. 27. *Clifton's Case*.

Per Doddridge. Where the Copyhold came to the Woman after Coverture, his Forfeiture shall not bind her; for then it cannot be said it was her Folly to take an Husband that would forfeit, &c. *Palmer* 397. *Saver and Smith*.

Who shall take a Forfeiture, and when.

Lessee for years of a Mannor shall take advantage of a Forfeiture committed by a Copyholder.

If the Lord of a Copyholder for Life Lease the Copyhold for years to commence after the end, Forfeiture or Determination of the Life, and after Tenant for Life commits a Forfeiture by making a Feofment, if the Lord will not enter for the Forfeiture, the Lessee for years may. *Roll. abr.* 858. *Mere and Ridcall*.

Note, Presentment is not of necessity, but the Lord may take advantage of the Forfeiture before Presentment, 3 *Keb.* 681.

Presentment is for the Lord's better Instruction of the Title, and to give the Lord notice, and not to entitle him, he may take notice of it if he will. *Latob.* 227.

If

If a Copyholder make a Feofment of one Acre of Land, parcel of his Copyhold, all the Copyhold is not forfeited by this, but only this Acre. 41 *El. B. R. Fuller and Terry*: but if a Copyholder cuts down a Tree which grows upon one Acre of Land, parcel of his Copyhold this is a Forfeiture of all his Copyhold, for that the Trees are to be employed in Building and Reparation of the Houses, and by the making such waft all the Copyhold is empaiied, 3 *Keb. 641. Paschal and Wood.*

Tenant *per* Life remainder in Fee of a Copyhold, Tenant *pro* Life commits a Forfeiture by Waft, and the Lord enters; this shall not bind him in Remainder; but the Lord shall hold it during the Life of Tenant *pro vie.*

If a Copyholder let for years by the Licence of the Lord, and after the Lessee Estate, a Feofment, this shall forfeit only his makes and not the Estate of the Copyholder. 1 *Rol. abr. 509.*

F I N I S.

Ex. Gm. B.

Maner' } ff. Curia Baron' Spec' A. B. Mili-
 de } tis Domini Manerii prædicti ibi-
 S. — } dem teni' pro Manerio prædict'
 die, &c. coram W. B. Armigero
 Senescallo ibidem.

Homagium { D. C. } Jur' | H. L. }
 { T. G. } Jur' | { J. S. } Jur'

Admissio Filii Primogeniti & Hæredis post
 Mortem Tenentis ad Tenementa Customaria,
 tent' per Patrem in Tallio. Sursumredditio
 M. W. Matris ad J. W. ejus Filium de statu
 quem Mater habuit in Premissis pro ejus vi-
 ta. Admissio J. W. Filii ad omnia premissa
 in feodo secundum Cons. Manerii.

CUM ad Curiam Baron' teni' pro
 Manerio prædict' decimo sexto die
 Octobris, Anno Regni Dni Caroli
 nuper Regis Angl', &c. vicesimo
 J. W. qui fuit Filius Primogenitus & proxi-
 mus Hæres J. W. Senioris preantea defunct'
 & Mariæ Uxoris ejus admissus fuit Tenens
 Domini sibi & Hæredibus suis ad reversio-
 nem & remanere omnium & Singulorum
 Mesuagiorum Terrarum & Tenementorum
 postea mentionat' videlicet unius Tene-
 menti (vocat' Hofes) Heriotabilis cum om-
 nibus & singulis pertinentiis eidem Tene-
 mento

(A)

mento spectan' necnon quinque Croftar' terre prati & pasture simul adjacen' continen' per estimationem quadragint' acr' (sive plus sive minus) necnon trium Croftar' sive Clausur' terre prati & pasture (vocat *Newsey*) insimul adjacen' & continen' per estimationem undecim acras (sive plus sive minus) & duarum Croftar' sive Clausur' terre prati & pasturæ (vocat' *B.*) insimul adjacen' continen' per estimationem duodecim acras & unius Crostæ sive Clausi prati sive pasturæ (quondam *Brewers*) continen' per estimationem tres acras sive plus sive minus & unius Crosti sive Clausi prati sive pasturæ (vocat' *Church Bonners*) continen' per estimationem 4 acr' sive plus sive minus Ac unius Crost. sive Clausi prati sive pasturæ (vocat' *Long Mead*) continen' per estimationem octo acras sive plus sive minus Necnon unius Tenementi Heriot' (vocat' *E. B.* alias *M.*) cum omnibus suis pertinenciis eidem Tenemento spectan. & pertinen. cum tribus Crostis sive Clausuris terræ prati & pasturæ contigue & insimul adjacen. continen. per estimationem decem acras (quando acciderit) post mortem dictæ *M.* Matris ejus Que quidem præmissa dicti *J.* & *M.* tenuerunt eisdem *J.* & *M.* & Hæredibus de corpore dicti *J. M.* Sen. de corpore dictæ *M.* legitime procreat. Et pro defectu talis Exitus remanere inde Hæredibus de corpore dicti *J. W.* jun. & pro defectu talis Exitus Remanere inde dicto *J. W.* Patri & Hæredibus suis imperpetuum prout per rotulum ejusdem Curie patet. Modo ad hanc Curiam testat

testat. est per Senescallum prædictum & compertum per Homagium quod citra ultimam Curiam & ante hanc Curiam scilicet decimo sexto die Decembris instan. dicta *M. W.* Tenens Customar. hujus Manerii (prout duran. termino vitæ suæ naturalis) sursumreddidit in manus Domini Manerii prædicti per manus dicti Senescalli per virgam secundum consuetudinem Manerii prædicti totum jus stat. titulum & interesse sua de & in omnibus & singulis præmissis prædictis cum pertinentiis Necnon unum Cotagium cum pertinentiis in tenura *J. G.* unum pomarium & unam acram terre (sive plus sive minus) eidem Cotagio pertinen. Et omnia al. Customar. Mesuag. Cotagia Terras Tenementa & Hæreditamenta sua quæcunque tent. de Manerio prædicto ad opus & usum dicti *J. W.* Filii Hæred. & Assign. suorum imperpetuum. Quiquidem *J.* præsens hic in Cur. humiliter petit se admitti ad præmissa prædicta cum pertinentiis secundum formam & effectum sursumredditionis prædictæ Cui Dominus Manerii prædicti per Senescallum suum prædict. concessit inde seisinam per virgam habend. & tenend. omnia & singula præmissa prædict. cum pertin. sibi & Hæredibus suis De Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. servicia & consuetudines inde prius debet. & de jure consuet. Et dat Domino de Fine, &c. admissus est inde Tenens fecitque Domino fidelitat. &c.

Sursumredditio J. W. Filii ad parcell. premissorum ult. mentionat' Christofero P. Gen. in feodo secundum Cons. Manerii facere ipsum Tenentem al. Præcipe ad permittend. Co'em Recuperationem.

Et postea prædictus J. W. in propria persona sua venit & in aperta Curia sursumreddidit in manus Domini Manerii prædicti per manus dicti Senescalli per virgam secundum Consuetudinem Manerii prædicti omnia & singula premissa prædicta cum pertinentiis, (Except' uno Tosi' sive Clausur' prati sive pasturæ vocat' *Long-Mead*, continen' per estimationem octo acras five plus five minus Acetiam except' parte pomarii pertinen' cuidam Mesuagio vocat' *Great Wrigthbridge*, continen' per estimationem dimid' Rodæ terræ) tent' de Manerio prædicto & omnia al' Customar' Mesuag. Coragia terras & Tenementa sua tent' de Manerio præd' Ad opus & usum C. P. Gen. & Hæred. & Assign. suorum imperpetuum Qui quidem C. presens hic in Curia humillime petit se admitti ad premissa prædict' cum pertinenciis (except' preexcept') secundum formam & effectum sursumredition' prædict' Cui Dominus Manerii prædict. per Senescal. suum prædict. concessit inde seisinam per virgam Habend' & tenend' sibi & Hæredibus suis de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædict' per reddit' servic' & consuetudines inde prius

prius debet & de jure consuet' Et dat Domino de Fine, &c. Et admissus est Tenens fecitq; Domino fidelitatem.

Recuperatio. R. S. petens. C. P. tenens. Parcelle recuperand. Tenens gratis comparet post Process. agard.

Et postea sedente eadem Curia venit R. S. Armig' in propria persona sua & queritur versus præfat' C. P. presentem in Curia de placito terre videlicet, *de tribus Mesuagiis tribus horreis tribus pomariis viginti acr' terre quadragint' acr' prati & quinquagint' acris pasture cum pertinentiis in S. infra Jurisdic't' hujus Curie.* Et fecit protestationem prosequi querelam suam in Curia ista in forma & natura brevis Domini Regis nunc *de ingressu super disseisinam en le post* ad communem legem secundum consuetudinem Manerii prædicti Et invenit pleg. de prosequendo querelam suam prædictam videlicet. *J. D. & R. R.* Et petit processum ei inde fieri secundum consuetudinem Manerii prædicti versus præfat' C. P. dirigend' Et ei conceditur, &c. Sed idem C. P. presens in ista eadem Curia gratis comparet ad placitum prædictum.

Count per Peten. vers. Tenen.

Et super hoc prædictus R. S. in propria persona sua petit versus præfat' C. P. prædicta tria Mesuagia tria horrea tria pomaria viginti acr' terre quadraginta acras prati

(A 3)

&

& quinquaginta acr. pasturæ cum pertinenciis in S. infra Jurisdictionem hujus Curie ut jus & Hæreditatem suam secundum consuetudinem Manerii prædicti Et in que idem C. P. non habet ingress' nisi post disseisinam quam J. N. inde injuste & sine Judicio sec. præfat. R. S. infra triginta annos jam ult' elaps. Et unde dicit quod ipsemet fuit seistus de prædictis tribus Mesuagiis tribus horreis tribus pomariis viginti acr. terre quadragint. acr. prati & quinquagint. acr. pasture cum pertinenciis in dominico suo ut de feodo & jure secundum consuetudinem Manerii prædicti tempore pacis tempore Domini Regis nunc capiend. inde explef. ad valenc. &c. Et in que, &c. Et inde produc. sectam, &c.

Tenens vocat' ad warrantizand. J. W. qui cum fecit tenentem premissorum.

Et super hoc prædictus C. P. in propria persona sua venit & defendit jus suum quando, &c. Et vocat inde ad warrantizand. prædict. J. W. qui præsens hic in Curia in propria persona sua gratis prædicta tria Mesuagia tria horrea tria pomaria viginti acr. terre quadraginta acras prati & quinquaginta acras pasture cum pertinenciis ei Warrantizat.

Count per Peten. versas J. W.

Et super hoc prædictus R. S. petit versus præfat. J. W. Tenentem per warrantiam suam

suam prædicta tria Mesuagia tria horrea tria pomaria viginti acras terre quadragint. acras prati & quinquagint. acras pasture cum pertinentiis in forma prædicta Et unde dicit quod ipsemet fuit seifitus de Tenementis prædictis cum pertinentiis in Dominico suo ut de feodo & jure secundum consuetudinem Manerii prædicti tempore pacis tempore Domini Regis nunc capiend. inde explef. ad valentiam, &c. Et in que, &c. Et inde producit sectam, &c.

J. W. (*primus vocatus*) *ulterius vocat. ad war,*
Carolus J. co'em vocatum.

Et super hoc prædictus J. Tenens per Warrantiam suam venit & defendit jus suum quando, &c. Et ulterius vocat ad warrantizandum C. J. qui similiter præsens est hic in Curia in propria persona sua Et gratis Tenementa prædicta cum pertinentiis ei warrantizat. &c.

Petens narrat. versus secundum sive co'em vocatum.

Et super hoc prædictus R. S. petit versus præfat' C. J. Tenentem per warrantiam suam prædicta tria Mesuagia tria horrea tria pomaria viginti acras terre quadraginta acras prati & quinquagint. acras pasture cum pertinentiis in forma prædicta Et unde dicit quod ipsemet fuit seifitus de Tenementis prædictis cum pertinentiis in Dominico suo ut de feodo & jure tempore pacis

(A 4)

tem-

tempore Domini Regis nunc capiend. inde explef. ad valentiam, &c. Et in que, &c. Et inde producit sectam, &c.

Defens. Cois. vocati. Negat Disseisinam Petentis. Post licentiam interloquendi fecit default. Judicium Cur. (1) Quod Petens recuperet præmissa versus tenentem. (2) Quod Tenens recuperet ulterius in valore versus primum vocatum. (3) Quod primus vocatus recuperet ulterius in valore versus Communem vocatum. Seisina Præmissorum concessa Petenti per Curiam.

Et super hoc prædictus C. Tenens per Warrantiam suam prædictam in propria persona sua venit & defendit jus suum quando, &c. Et dicit quod prædict. J. N. non disseisivit prædictum R. S. de Tenementis prædictis cum pertinenciis prout idem R. S. per breve & narrationem sua prædicta superius suppon. Et de hoc ponit se super patriam Et prædictus R. S. petit licentiam inde interloquend. usque ad horam primam post meridiem istius diei & ei conceditur Et eadem hora dat. est prædicto C. J. &c. Et postea scilicet ad horam primam post meridiem ejusdem diei idem R. S. revenit hic in Curia in propria persona sua Et prædictus C. J. licet solempniter exact^r non revenit sed in contemptum Curie recessit & default. fecit Ideo secundum consuetudinem Manerii, prædicti considerat. est per Curiam hic quod prædictus R. S. recuperet seisinam suam versus prædictum C. P. de Tenementis

tis prædictis cum pertinenciis habend. & tenend. eidem R. S. & Hæredibus suis ad voluntatem Domini secundum consuetudinem Manerii prædicti quiete de prædicto C. P. & Hæredibus suis imperpetuum Et quod idem C. P. habeat de Terris & Tenementis præfat. F. W. ad valenc. &c. infra, &c. Et quod idem J. W. ulterius habeat de terris prædicti C. J. ad valenciã, &c. infra, &c. Et quod idem C. J. sit in Misericordia, &c. Et super hoc prædictus R. S. petit præcept. Ministro hujus Curie dirigend. de habere fac. ei inde plenar. seisinam de & in prædict. tribus Meluagiis tribus horreis tribus pomariis viginti acris terre quadraginta acr. prati & quinquagint. acr. pasture cum pertinenciis Et ei conceditur retornabile hic indilate.

Retorn. Præcepti de seistna. Petens petit admitteri ad præmissa recuperat. & admittitur.

Et postea scilicet hoc instante die Minister Cur. prædict. ut Ballivus ibidem scilicet T. S. retornavit præceptum prædict. sibi inde directi in omnibus servit. & in forma Juris execut. (*viz.*) Quod ipse virtute præcepti prædict. isto eodem die habere fecit dicto R. S. plenar. Seisinam de & in prædictis tribus Meluagiis tribus horreis tribus pomariis viginti acris terre quadraginta acr. prati & quinquagint. acr. pasture cum pertin. sic recuperat. prout ei superius mandatum fuit Et super hoc modo ad istam eandem Curiam venit præfat. R. S. in propria

pria persona sua Et humiliter petit se ad-
mitti ad prædicta tria Mesuagia tria hor-
rer tria pomaria vigint. acr. terre quadra-
gint. acr. prati & quinquagint. acr. pasturæ
cum pertinenciis secundum formam & effe-
ctum recuperationis prædict. & executionis
inde Et secundum consuetudinem Manerii
prædict. Cui Dominus Manerii prædicti
per Senescallum suum prædictum concessit
inde Seisinam per virgam habend. & tenend.
omnia & singula præmissa prædicta cum
pertinenciis præfat. R. S. Hæred. & Assign.
suis de Domino per virgam ad voluntatem
Domini secundum consuetudinem Manerii
prædicti per reddit. Servic. & consuetud.
inde prius debit. & de jure consuet. Et dat.
Domino de fine, &c. Et admissus est inde
Tenens fecitq; Domino fidelitatem.

*Tenens cum duobus vocatis sursumredd. & re-
laxant Petenti.*

Et postea venerunt prædicti C. P. J. W.
& C. J. in propriis personis suis Et in plena
Curia sursumreddiderunt in manus Domini
Manerii prædict. per manus dicti Senescalli
per virgam secundum consuetudinem Ma-
nerii prædicti prædicta tria Mesuagia tria
horrea tria pomaria vigint. acr. terre qua-
dragint. acr. prati & quinquagint. acr. pa-
sturæ cum pertinenciis ad opus & usum
prædicti R. S. Hæred. & Assign. suorum im-
perpetuum Et ulterius remiserunt relaxa-
verunt & pro seipsis & Hæredibus suis imper-
petuum quiete clam. prædict. R. S. (in sua
plena

plena & pacifica possessione & seifina existen.) & Hæredibus suis totum jus statum titulum clameum & demand. sua quecunque que unquam habuerunt habent seu quovismodo in futur. habere poterint de & in Tenementis prædictis aut de & in aliqua inde parte vel parcella Necnon omnes & omnimod. Errores Misprisiones & Actiones qualescunque.

Petens sursumredd. omnia præmissa recuperat. & relaxat totum statum suum inde T. C. Gen. in feodo, secundum cons. Man'ii qui admittitur adinde.

Et postea prædictus R. S. venit in propria persona sua & in aperta Curia sursumreddidit in manus Domini Manerii prædicti per manus dicti Senescalli per virgam secundum consuetudinem Manerii prædicti omnia & singula præmissa præd' cum pertinentiis sic ut preteritur in forma præd' recuperat. Et totum Jus statum titulum clameum & demand. sua quecunque adinde. Ad opus & usum T. C. Gen. & Hæred. & Assignatorum suorum imperpetuum Qui quidem T. C. præsens hic in Curia humiliter petit se admitti ad præmissa prædict. cum pertinentiis secundum formam & effectum sursumredditionis prædict' Cui Dominus Manerii prædicti per Senescallum suum prædict. concessit inde Seisinam per virgam habend. & tenend. sibi & Hæredibus suis de Domino Manerii prædicti per virgam ad voluntatem Domini secundum consuetudinem

nem Manerii prædicti per reddit. servic. & consuetudines inde prius debitor. & de jure consuet. Et dat Domino de Fine, &c. admissus est inde Tenens fecitque Domino fidelitatem.

Maner' } ff. *Visus Franc. Pleg. Domini Regis*
de S. --- } *cum Curia Baron. A. B. Militis*
Domini Manerii prædicti ibidem
tenent' die, &c. coram W. B. Arm'
Senescallo ibidem.

Homagium	{	D. C. Gen.	{	Jur'	{	T.D.	{	Jur'
		J. W.				T.G.		
		J. S.				R.A.		
		H. L.				H.P.		
		R. Y.				R.W.		

R. S.	{	Tenentes Jurati.
J. C.		
W.P.		
G.C.		
R.W.		
G. R.		

Communis Finis is. vid.

Juratores prædicti super Sacramentum suum prædictum præsentant qd. dant Domino hujus Manerii ad hunc diem de certo pro communi Fine ex antiqua consuetudine *is. vi d.*

Maner'

Maner' } ff. *Visus Franc. Pleg. Domini Regis*
de S. --- } *cum Curia Baron. A. B. Mil. ibid.*
tent. pro Manerio prædicto die, &c.
coram W. B. Armigero Senescallo
ibidem.

Esſon Tenen.

W. H. & H. R.

Juratores pro Domino Rege cum Homagio.

D. C. Gen.	} <i>Jur.</i>	J. S.	} <i>Jur.</i>
T. G.		H. L.	
P. G.		G. R.	
T. D.		J. T.	

R. W.	} <i>Tenentes Jurati.</i>
W. C.	
J. C.	
R. A.	
H. P.	

Communis Finis xviii d. & Mria' Tenen.

QUiquidem Juratores jurat. & onerat.
super Sacramentum suum dicunt quod
dant Domino de communi Fini xviii d.

Et qd. R. S. Arm. vi d. A. W. Gen. vi d.
S. B. Gen. vi d. W. P. Gen. vi d. F. C. vi d.
T. W. Gen. vi d. A. B. Gen. vi d. W. L. vi d.
W. H. vi d. J. W. Gen. vi d. J. B. vi d. H. K.
vi d. & W. R. vi d. sunt Tenentes hujus Ma-
nerii & debent sectam ad hanc Curiam &
fecerunt

fecerunt defalt. Ideo quilibet eorum in misericordia est prout patet super eorum capita.

Constabul. in misericordia pro faciend. defalt. ad Cur. Let.

Item presentant quod J. W. xxx d. & F. S. xxx d. sunt Constabularii. Et non sunt hic ad visum Franc. pleg. ad presentand. id quod ad Officium illud pertinet sed fecerunt defalt? Ideo uterque eorum in misericordia est prout patet super eorum capita.

Cois. Bibo in Mria.

Item presentant quod R. P. est communis Bibo, Anglice a common Drunkard. Ideo ipse in Mria. i s.

Mria. Tenen. pro effoditione terre dominicalis super Communiam.

Ad hanc Letam presentat. est per Homag. qd. D.C. Gen. xxx d. H.P. xii d. H. L. xii d. J. S. xii d. J. R. jun. vi d. R.W. xii d. T. K. xii d. E. C. xii d. R. S. Arm. iii s. E. C. ii s. W. P. xviii d. W. P. xii d. citra ultimam Curiam & ante hanc Curiam effoderunt (anglice dug up) Domini terram super Communiam. Ideo quilibet eorum in misericordia est prout patet super eorum capita.

Admissio

*Admissio A. S. Tenentis in feodo post decessus
duorum Tenen. pro vita, & an. Tenentis
Remaneris in Tallio secundum ultim. volunt.
Testatoris. Ubi tenens post ultim. proclamat.
fact. ven. in Cur. Et admittitur.*

Cum ad Curiam ibidem tent. die Martis
existen. duodecimo die Aprilis, Anno Reg.
Caroli nuper Regis Angl. &c. decimo octa-
vo T. C. Miles, & B. C. Gen. admissi fuerunt
tenentes Domino pro termino vitæ eorum
remanere inde post eorum decessum D. C.
& Hæred. corporis ejus & pro defectu talis
exitus A. S. Sorori ejusdem D. & Hæredi-
bus suis imperpetuum ex surlumredditione
& secundum formam & effectum ultime
voluntatis G. W. Gen. Ad unum Mesuagium
sive Tenementum & duas Croftas terre con-
tinen. per estimationem quinque acras (vo-
cat. *Hortes*) unam Croftam terre (vocat.
Motton Croft.) continen. per estimationem
duas acras & unam rodam terre jacen. in
Howgate unam Croftam terre (vocat. *le*
Ridd. continen. per estimationem sex acras
unam al. Croftam terre (vocat. *Bulver-bouse*
Croft.) continen. per estimationem tres acras
unum pratum jacen. prope le Ridden cum
una le How (vocat. *le How*) cum pertinen-
ciis prout per Rotulum ejusdem Curie pa-
ter. Que quidem D. C. ante hanc Curiam
obiit sine exitu de corpore ejus legitime pro-
creat. Acetiam prædictus T. C. Miles & præ-
dict. B. C. Gen. diu ante hanc Curiam obi-
erunt. Modo ad hanc Curiam post secun-
dam

dam Proclamationem fact. venit prædicta
A. S. uxor *P. S.* Gen. & humiliter petit se
 admitti ad præmissa prædicta cum pertinen-
 ciis secundum formam & effectum Testa-
 menti prædict. Cui quidem Annæ Domi-
 nus Manerii præd. per Senescallum suum
 prædictum concessit inde Seisinam per vir-
 gam habend. & tenend. præmissa prædicta
 cum pertinentiis præfat. *A. S.* Hæredibus
 & Assignatis suis imperpetuum secundum
 formam & effectum dict. ultime voluntatis
 prædicti *G. W.* per reddit. servitia & con-
 suetudines inde prius debet. & de jure con-
 suet. & Admiss. est inde tenens & dat Do-
 mino de Fihe prout patet. Et prædict. *P.*
 vir ejus fecit Domino fidelitatem.

*Præsentat. Defalt. Tenen. qui debent
 sectam Cur.*

Item præsentant super Sacramentum suum
 prædict. quod *R. S.* Ar' *M. P.* Gen. *T. B.*
 Gen. *T. W.* Gen. *R. B.* Gen. *H. V.* Gen.
S. B. Gen. & *A. B.* Gen. sunt Tenentes
 hujus Manerii & debent sectam ad hanc
 Curiam. Et ad hunc diem fecerunt defalt.
 Ideo quilibet eorum in *Mia.* vi *d.*

Pæna.

Item præsentant quod *H. S.* est commu-
 nis Tipulator & permittat perturbationes
 Angl. Disorders in Domo sua contra Statu-
 tum. Ideo in misericordia est. *x s.*

Pæna.

Pana.

Item præsentant R. P. pro communi Bibone Anglice a *Common Tipler*. Ideo ipse in misericordia. ii s. iv. d.

Constabul.

Item F.S. & J.W. electi sunt ad Officium Constabular. infra Latam de S. prædict. pro Anno sequen. prædict. F.S. præsens in Curia existens jurat. fuit ad exercend. Officium prædictum pro tempore prædicto.

Woodwards.

Item elegerunt J. S. & R. W. esse Custodes Boscor. Domini Angl. *Woodwards*, infra Manerium prædictum pro Anno sequenti.

Aleconners.

Item elegerunt W. C. esse Gustator' cervisiæ Angl. *Aleconner*, infra Manerium prædict. pro tempore prædicto.

Hoggards.

Item elegerunt H. P. & L. W. esse Custod. Porcorum. Angl. *Hoggards* infra Manerium prædict. pro Anno prædicto.

(B)

Admissio

*Admissio W. W. infantis ætatis sex annor.
Ex sursumrestitutione H. P. Tenen. in Tallio
general.*

Cum ad Curiam ibidem tent. pro Mane-
rio prædicto decimo sexto die Octobris
An. Domini Millesimo sexcentesimo quin-
quagesimo quinto *H. P.* admissus fuit tenens
Domini sibi & Hæredibus corporis ejus legi-
time procreat. ad unum Cotagium Custo-
mar. cum pertinenciis adinde spectan. ex
sursumrestitutione *W. P.* prout per rotulum
eiusdem Curia pater. Modo ad hanc Cu-
riam compertum est per Homagium quod
citra ultimam Curiam & ante hanc Curiam
scilicet decimo tertio die Junii ult. præterit.
prædictus *H.* sursumreddidit in manus Do-
mini Manerii prædicti per manus *T. B.* loco
Ballivi & in præsentia *G. R.* & *A. B.* duo-
rum Customar. Tenen. Manerii prædicti to-
tum illud Customar. Mesuagium vel Tene-
mentum abuttan. super terras *T. K.* versus
Austr. cum omnibus Ædificiis domibus stru-
cturis horreis stabulis atriis pomariis & gar-
dinis & unum parvum Clausum terre Custo-
mar. continen. per estimationem circa di-
mid. acr. terre sive plus sive minus eidem
Mesuagio pertinen. cum singulis pertinen-
ciis nunc in tenura *W. S.* vel Assign. suorum
ad opus & usum *W. W.* tertii Filii *R. W.* de *S.*
prædict. Hæred. & Assign. suorum imperpe-
tuum. Cui quidem *W.* præsentis hic in Cu-
ria Dominus Manerii prædicti per Senescal-
lum suum prædict. concessit inde Seisinam
per

per virgam habend. & tenend. sibi & hæredibus suis de D'no per virgam ad voluntatem Domini secundum Consuetudinem Manerii prædicti per reddit. servic. & consuetud. inde prius debit. & de jure consuet. Et dat Domino de Fine prout patet, &c. Et admissus est inde Tenens sed fidelitas ejus respectuatur quousque, &c.

*Concess. Custod. tam corporis quam Terrar. præd.
W. W. E. W. Patri suo usque pervenerit
ad Etatem 14 Annorum.*

Et quia prædictus W. est infra ætatem, (viz.) ætatis sex Ann. vel eo circiter Custod. tam corporis quam terrarum prædicti W. concess. est prædict. E. W. Patri suo usque pervenerit ad ætatem quatuordecim Annorum invenien. ei interim vict. vestit. & omnia alia necessaria & reddend. ei rationabile computum cum ad ætatem prædictam pervenerit Salvo interim Domino Manerii prædicti reddit. consuet. & servic. inde debit. Et pro tali licentia prædictus W. dat Domino de Fine, &c.

*Recuperatio Communis ad amputand' Tallium
generalem H. P.*

Et postea sedente eadem Curia venit T. B. in propria persona sua & quæritur versus præfat. W. W. præsentem hic in Curia de placito terre (videlicet) de uno Mesuagio uno Gardino & una acra terre cum pertinentiis in S. infra Jurisdictionem hujus Curie
(B 2)

riz & fecit protestationem prosequi quærelam suam in Curia ista in forma & natura brevis Domini Regis de ingressu super Disseisinam in le post ad communem legem secundum consuetudinem Manerii prædicti. Pleg. de prosequend. quærelam suam prædictam, videlicet, *J. D. & R. R.* & petit processum inde fieri secundum consuetudinem Manerii præd. versus præfat. *W.* dirigend. retornabil. &c. Et ei conceditur, &c. Sed idem *W.* præsens in ista eadem Curia gratis comperuit ad placitum prædictum. Et super hoc prædictus *T. B.* in propria persona sua petit versus præfat. *W. W.* Tenementa prædicta cum pertinentiis in *S.* prædict. infra Jurisdictionem hujus Curie ut jus & hæreditatem suam secundum consuetudinem Manerii prædicti. Et in que idem *W.* non habet ingressum nisi post disseisinam quam per *J. N.* inde injuste & sine Judicio præfat. *T.* infra triginta annos jam ult. elaps. fact. fuit. Et unde dicit quod ipsemet fuit seifitus de Tenementis præd. cum pertinent. in Dominico suo ut de feodo & jure secund. consuetudinem Manerii præd. tempore pacis tempore Domini Regis nunc capiend. inde exples. ad valenc' &c. Et in que, &c. Et inde producit sectam, &c.

Et super hoc prædictus *W.* per Guardianum suum præd. venit & defendit jus suum quando, &c. Et vocat inde ad Warrantizand. prædictum *H. P.* qui præsens hic in Curia in propria persona sua gratis prædicta Tenementa cum pertinentiis ei Warrantizat. &c.

Et

Et super hoc prædictus *T. B.* petit versus præfat. *H. P.* Tenentem per Warrantiam suam Tenementa prædicta cum pertinentiis in forma præd. &c. Et unde dicit quod ipsemet fuit seiscitus de Tenementis prædict. cum pertin. in Dominico suo ut de Feodo & jure secundum consuetud. Manerii prædicti tempore pacis tempore Domini Regis nunc capiend. inde Exples' ad valentiam, &c. Et in que, &c. Et inde producit sectam, &c.

Et super hoc prædictus *H. P.* Tenens per Warrantiam suam venit & defendit jus suum quando, &c. Et ulterius inde vocat ad Warrantizand. *T. A.* qui similiter præsens est hic in Curia in propria persona sua Et gratis Tenementa prædicta cum pertinentiis ei Warrantizat. &c.

Et super hoc prædictus *T. B.* petit versus præfat. *T. A.* Tenentem per Warrantiam suam prædictam Tenementa prædicta cum pertinentiis in forma præd. &c. Et unde dicit quod ipsemet fuit seiscitus de Tenementis prædictis cum pertinentiis in Dominico suo ut de Feodo & jure tempore pacis tempore Domini Regis nunc capiend. inde exples' ad valentiam, &c. Et in quæ, &c. Et inde producit Sectam, &c.

Et super hoc prædictus *T. A.* Tenens per Warrantiam suam prædictam in propria persona sua venit & defendit jus suum quando, &c. Et dicit quod prædictus *J. N.* non disseisivit prædictum *T. B.* de Tenementis prædictis cum pertinentiis prout idem *T. B.* per breve & Narrationem sua
(B 3) præ-

prædicta superius supponit Et de hoc ponit se super Patriam, &c. Et præd. *T. B.* petit licentiam inde interloquendi usque ad horam primam post meridiem istius diei & ei conceditur Eadem hora dat. est eidem *T. A.* &c.

Et postea scilicet ad horam primam post meridiem ejusd' diei idem *T. B.* ven' hic in Curia in propria persona sua. Et prædictus *T. A.* licet solempniter exact. non revenit sed in contempt. Curia recessit & default. fecit. Ideo secundum consuetudinem Manerii prædicti considerat. est per Curiam hic quod prædict. *T. B.* recuperet Seisinam suam vers. prædictum *W. W.* de Tenementis prædictis cum pertinentiis habend. & tenend. eidem *T. B.* & Hæredibus suis ad voluntatem Domini secundum consuetudinem Manerii prædicti quiete de præfat. *W. W.* & Hæredibus suis imperpetuum. Et quod idem *W. W.* habeat de terris & Tenementis præfat. *H. P.* ad valentiam, &c. infra, &c. Et quod idem *H. P.* ulterius habeat de terris & Tenementis prædicti *T. A.* ad valentiam, &c. infra, &c. Et quod idem *T. A.* sit in miserecordia. Et super hoc prædict. *T. B.* petit Præceptum Ministro hujus Curia dirigend. de habere fac' ei plenar. Seisinam de & in Tenementis prædictis cum pertinentiis. Et ei conceditur retornabile hic indilate, &c.

Et postea scilicet hoc instante die Minister Curia prædict. ut Ballivus ibidem scilicet *T. S.* retornavit præceptum prædictum sibi inde direct. in omnibus servit. & in forma

forma juris execut. videlicet quod ipse virtute præcepti prædicti isto eodem die habere fecit dicto *T. B.* plenar. seisinam de & in prædicto Mesuagio & una acra terre cum pertinentiis sic ut præfertur recuperat. pro ut ei superius mandat. fuit Et super hoc modo ad istam eandem Curiam venit præfat. *T. B.* in propria persona sua & humiliter petit se admitti ad Tenementa prædicta cum pertinentiis secundum formam & effectum recuperationis prædictæ Executionisq; inde & secundum consuetudinem Manerii prædicti Cui Dominus Manerii prædicti per Senescallum suum prædictum concessit inde seisinam per virgam habend. & tenend. omnia & singula præmissa prædicta cum pertinentiis præfat. *T. B.* Hæredibus & Assignatis suis de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. servic. & consuetud. inde prius debet. & de jure consuet. Et dat. Dno de Fine, &c. Et admissus est inde Tenens fecitq; D'no fidelitatem.

Admissio W. W. super Recuperationem.

Et postea vener. prædictus *H. P.* & *T. A.* in propriis personis suis & in plena Curia sursum reddiderunt in manus Domini Manerii prædicti per manus dicti Senescalli per virgam secundum consuetudinem Manerii prædicti Tenementa prædicta cum pertinentiis ad opus & usum præd. *T. B.* Hæred. & Assign. suorum imperpetuum & quiet. Clam. prædict. *T. B.* in sua plena & pacifica
 (B 4) posses-

possessione & seisinā præmissorum existente & hæredibus suis totum jus statum titulum clameum & demand. sua quecunq; que unquam habuerunt habent seu quovismodo in futur. habere poterint de & in Tenementis prædictis aut de & in aliqua inde parte vel parcella Necnon omnes & omnimodos Errores Misprisiones & Actiones qualescunque Et postea prædictus *T. B.* venit in propria persona sua & in aperta Curia sursumreddidit in manus Domini Manerii prædicti per manus dicti Senescalli per virgam secundum consuetudinem Manerii prædicti Tenementa prædicta cum pertinenciis sic ut in forma prædicta recuperat. Et totum jus statum titulum clameum & demand. sua quecunque adinde Ad opus & usum dicti *W. W.* & Hæred. & Assign. suorum imperpetuum Qui quidem *W.* præsens hic in Curia humiliter petit se admitti ad præmissa prædicta cum pertin. secundum formam & effectum sursumredditionis prædictæ Cui Dominus Manerii prædicti per Senescallum suum prædict. concessit inde Seisinam per virgam habend. & tenend. sibi & hæredibus suis de D'no Manerii præd. per virgam ad voluntatem D'ni secundum consuetudinem Manerii prædicti per reddit. servic. & consuetudines inde prius debit. & de jure consuet' Et dat D'no de Fine, &c. Et admissus est inde tenens sed fidelitas ejus respectuatur quousque &c.

Admissio

Admissio P. M. ad parcellam Bosci in feodo secundum cons. Manerii ex sursumrestitutione J. T.

Cum ad Curiam Baron. tent. pro Manerio prædict. octavo die Octobris Anno D'ni Millesimo sexcentesimo quadragésimo nono J. T. admissus fuit Tenens D'ni sibi & hæredibus suis ut filius & Hæres H. T. patris sui ad unam parcellam Bosci continen. per estimationem tres acras (vocat' Pollards) cum pertinentiis prout per Rotulum ejusdem Curie patet Modo ad hanc Curiam comperitum est per Homagium prædict. quod prædictus J. citra ultimam Curiam & ante hanc Curiam scilicet decimo sexto die Decembris Anno Dni Millesimo sexcentesimo sexagesimo tertio sursumreddidit in manus D'ni Manerii prædicti per manus W. D. loco Ballivi & in præsentia T. D. & J. T. duorum Customar. Tenentium dicti Manerii hoc testan. secundum consuetudinem ejusdem Manerii præmissa prædicta cum pertinentiis ad opus & usum P. M. de R. Hæred. & Assign. suorum imperpetuum Quiquidem P. præsens hic in Curia humiliter perit se admitti ad præmissa prædicta cum pertinentiis secundum formam & effectum sursumrestitutionis prædictæ Cui Dominus Manerii præd. per Senescal. suum prædict. concessit inde Seisinam per virgam habendum & tenendum sibi & hæredibus suis de D'no per virgam ad voluntatem D'ni secundum consuetudinem Manerii prædicti per reddit.

reddit. servic. & consuetudines inde prius debet. & de jure consuet. Et dat Dno de Fine, &c. Et admissus est inde Tenens fecitq. Dno fidelitatem.

Sursumredditio Reversionis Tenementi Customar. & 10 acr. Terræ cum pertin. per G. C. ad H. P. post mortem J. C. Matris præd. G. C. præsentis Tenen. pro vita sub conditione solvendi summam 150 libr. 14 solid. & 3 denar. ad sepeal. dies solutionis proinde limitat.

Ad hanc Curiam venit G. C. unus Customar. Tenentium Manerii prædicti in propria persona sua Et in aperta Curia sursumreddidit in manus Domini Manerii prædicti per manus dicti Senescalli per virgam Totum ill. jus titulum & Reversionem suam de & in uno Customario Mesuagio seu Tenemento & decem acris terre (vocat. L. C.) Cum omnibus horreis stabulis Edificiis gardenis pomariis & pertin. quibuscunque adinde spectant. & pertinent. nunc in tenura J. C. vid. Matris prædicti G. quando accideret post mortem dicte J. ad opus & usum H. P. de S. in Comitatu Midd. Weaver, Hæredum & Assign. suorum impertuum Proviso semper & sub hac Conditione sequen. in hiis Anglicanis verbis, videlicet, " That if
" the said G. his Heirs, Executors, Admini-
" strators, or Assigns, or some of them,
" do and shall well and truly pay or cause
" to be paid unto the said H. P. his Execu-
" tors, Administrators, or Assigns, the full
" Sum

" Sum of One hundred and fifty Pounds
 " fourteen Shillings and three Pence, of
 " lawful Money of England, in manner
 " following: viz. Seven Pounds thirteen
 " Shillings and six Pence thereof parcel,
 " on the 12th day of April, which shall
 " be in the Year of our Lord One thou-
 " sand six hundred sixty five, and the like
 " Sum of Seven Pounds thirteen Shillings
 " and six Pence, parcel thereof, on the
 " fourteenth day of April, which shall be
 " in the Year of our Lord One thousand
 " six hundred sixty six; and the Sum of
 " One hundred thirty five Pounds seven
 " Shillings and three Pence thereof residue,
 " on the 15th day of April, which shall be
 " in the Year of our Lord One thousand
 " six hundred sixty seven, at or in the now
 " Dwelling-house of the said H. P. situate
 " in S. aforesaid, without fraud or delay,
 " That then the said Surrender to be void,
 " and of none effect, or else to be in full
 " force and virtue.

*Similis sursumredditio Conditionalis Terrarum
 Customar. in possessione per A. ad T. fore va-
 cua super solutione certæ pecuniæ summæ ad
 unam tantum solutionem.*

Ad hanc Curiam venit R. A. unus Cu-
 stomar. Tenentium Manerii prædicti in
 propria persona sua & sursumreddidit in ma-
 nus Dni Manerii prædicti per manus dicti
 Senescalli per virgam Totum illum Mesua-
 gium sive Tenementum Customarium vo-
 cat.

cat. B. alius C. & quinque acras terre Customar. five plus five minus eidem Meluagio pertinen. cum omnibus pertinentiis nunc in tenura prædicti R. Ad opus & usum A. T. de N. Butcher, Hæredum & Assign. suorum imperpetuum Proviso tamen & sub hac conditione sequen. in hiis Anglicanis verbis videlicet, " That if the said R. A. his Heirs, " Executors, Administrators or Assigns, or " any of them, do well and truly pay or " cause to be paid unto the said A. T. " his Executors, Administrators or Assigns, " the Sum of One hundred twenty three " Pounds eleven Shillings and four Pence, " of lawful Money of *England*, on the &c. " which shall be in the Year of our Lord " One thousand, &c. at or in the now " Dwelling-house of the said A. in M. a- " foresaid, That then the said Surrender " to be void, and of none effect, otherwise " to be in full force and virtue.

*Dimissio vie pedestris H. W. Bar. pro mille an-
nis per Licentiam D'ni Manerii.*

Ad hanc Curiam compertum est per Homagium quod J. W. Arm. unus Customar. Tenens hujus Manerii virtute Licentiæ Domini Manerii prædicti eidem J. proinde concess. geren. dat. undec. die *Novemb.* ult. præterit' vendidit & dimisit cuidam H. W. Baronetto in vita sua talem partem seu parcelлам duorum Customariorum Clausorum voc' &c. nunc in tenura cujusdem J. R. jacen in S. Et tent. de hoc Manerio prox. adjacen.

adjacen. cuidam Clauso dicti *H.* vocat' *M.* qual. nunc utitur & assignatur pro communi via pedestri ducen. a prædicto Clauso vocat. *M.* in per & trans duo Clausa vocat. &c. ad & versus *S.* & *B.* & sic retrorsum Habend. dictas percellas prædictorum duorum Clausorum dicto *H.* Executoribus, Administratoribus, & Assignatis suis ad terminum Mille annorum tunc prox. sequen. utend. pro communi via pedestri per eundem *H.* Hæredes, Executor. Administrator. Assignatos & Tenentes suos & omnes alios ligeos & subditos Domini Regis & Successorum suorum occasionem habentes per viam illam transire prout per quandam Indenturam inter eosdem *J.* & *H.* proinde fact. geren. dat. decimo quinto die Decemb. ult. præterit. plenius liquet & apparet.

Secunda proclamatio fact. pro hærede Tenentis Customar. ad veniend. in Cur. admitti ad statum Antecessoris sui.

Ad hanc Curiam secunda Proclamatio fact. fuit pro *W. S.* ad veniend. in Cur. & esse admittend. ad unum Cotagium & sexdecim acras terre adinde pertinen. tent. de Manerio prædicto ut hæred. *T. C.* Militis nuper defunct. Et non venit.

Maner?

Maner' } ff. Curia Baronis A. B. Militis Do-
 de B— } mini Manerii prædicti ibidem
 tent. die Martis decimo tertio die
 Novemb. Anno Regni Domini,
 &c. coram R. P. Gen. Senescallo
 ibidem.

C. D. Effon. de Communi Effon. per M. N.
 G. H. Effon. de Secta Cur. per C. D. &c.

<i>Homagium</i>	{	G. D.		G. B.	}	<i>Jur'</i>
		B. G.		B. N.		
		D. B.		J. J.		
		G. B.		W. G.		
		R. F.		W. G.		
		J. D.				

Præsentatio Defalt. liberorum Tenen.

Juratores prædicti super Sacramentum suum præsentant quod R. A. C. D. &c. sunt Liberi Tenentes hujus Manerii & debent sectam Curia Et ad hunc diem fecerunt defaltam Ideo quilibet eorum in misericordia prout patet super eorum capitibus.

Præsentatio Defalt. customar. Tenen. qui debent sectam Cur.

Item Juratores prædicti super Sacramentum suum præsentant quod R. P. G. D. &c. sunt Tenentes per Copiam Rotulorum Curia & debent sectam Cur' & ad hunc diem fecerunt defaltam. Ideo quilibet eorum
 in

in miserecordia prout patet super eorum capitibus.

Præsentatio Obitus Tenentis liberi.

Præsentat. est etiam per Homagium prædictum quod F. C. qui tenuit libere de Domino hujus Manerii unum Cotagium & quatuor acras & tres rodas terre cum pertinentiis in B. infra Manerium prædictum per fidelitatem sectam Cur. & reddit. per Annum quatuor denariorum citra ultimam Curiam obiit de tali statu suo inde seifit. Et qd. quidam G. F. est ejus filius & prox. Hæres ætatis duodecim Annorum Et ad hanc Curiam venit præfat. G. F. & solvit Domino pro relevio tres denarios & fecit fidelitatem.

Præsentatio Alienationis Tenementorum liberi Tenentis per Indentur'.

Item juratores prædicti dicunt super Sacramentum suum prædictum quod B. C. qui tenuit libere de D'no hujus Manerii unum Mesuagium, &c. cum pertinentiis in C. infra Manerium prædictum per scriptum suum Indentat. geren. dat. secundo die Marci Anno Regni dicti Domini Regis nunc Angliæ, &c. undecimo concessit omnia & singula præmissa prædicta cum pertinentiis cuidam G. D. Hæredibus & Assignatis suis imperpetuum tenend. de Capitalibus Dno vel Dnis feodi illius per consuetudines reddit. & servitia inde prius debet. & de jure consuet'

consuet' Quæ quidem præmissa præd. G. D. tenet de Dno hujus Manerii per fidelitatem sect' Curia & reddit. per Ann. duorum solidorum Et ad hanc Curiam fecit Domino fidelitatem, &c.

Præsentatio Legationis Tenementorum liberi Tenentis filio suo per ultimam voluntatem suam in scriptis.

Compertum est etiam per Homagium ibidem quod H. D. qui tenuit libere de Dno hujus Manerii duo Mesuagia sive Tenementa cum pertinentiis in B. infra Manerium prædictum per fidelitatem sectam Curia & reddit. per Annum octo denariorum obiit inde seisit' & per ultimam voluntatem suam in scriptis geren. dat. primo die Januarii Anno Regni dicti Domini Regis nunc undecimo dedit & legavit Mesuagia sive tenementa prædicta cum pertinentiis cuidam G. H. filio suo Habend. & tenend. Mesuagia sive tenementa prædicta cum pertinentiis præfat. G. D. filio Hæredibus & Assignatis suis imperpetuum Ideo præceptum est Ballivo distringere præd. G. D. ad solvend. Domino Relevium & etiam destringatur ad faciend. fidelitatem.

Præsentatio Alienationis Tenementorum in feodo per Tenen. Customar.

Compertum est etiam per Homagium ibidem quod R. B. unus Customar. tenen. hujus Manerii qui tenuit de Domino hujus Manerit

Manerii per copiam Rotulorum Cur. secundum consuetudinem Manerii prædicti unum Mesuagium tres acras terræ duas acras prati & quatuor acras pasturæ cum pertinent. in C. infra Manerium prædictum citra ultimam Curiam & extra Curiam sursumreddidit in manus Dni per manus G. D. & B. C. duorum Customar. Tenen. Manerii prædicti secundum consuetudinem Manerii illius Tenementa præd. cum pertinentiis ad opus & usum J. B. Hæred. & Assign. suorum imperpetuum Tenend. de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti Cui quidem J. B. Dominus per Senescal. suum præd. concessit inde per virgam Seisinam habend. sibi & Hæredibus suis ac tenend. de Domino per redditum per Annum quinque solidorum & alia servitia inde prius debet. & de jure consuet. Et dat Domino de Fine pro ingressu suo inde habend. quadraginta solidos fecit fidelitatem & admissus est inde tenens.

Silis. De sursumredditione Tenement. Customar. pro vita sursumredditoris, Remanere alteri pro vita, Remanere rectis Hæred. sursumredditoris in feodo.

Compertum est etiam per Homagium ibidem qd. W. G. qui tenuit ut supra unam virgat. terræ cum pertinentiis in A. infra Manerium prædictum citra ultimam Curiam & extra Curiam sursumreddidit in manus Domini per manus G. H. & S. T. Gen. (C) duorum

duorum Customar. tenen. Manerii prædicti secundum consuetudinem Manerii illius prædictam virgat. terræ cum pertin. ad opus & usum prædict. *W. G.* pro termino vitæ suæ naturalis Et post decessum ipsius *W. G.* tunc ad opus & usum *L. D.* Arm. pro termino vitæ suæ naturalis Et post decessum ipsius *L. D.* tunc ad opus & usum rectorum Hæred. ipsius *W. G.* imperpetuum Tenend. de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii præd. Et dictum est per Homagium prædictum quod prædictus *W. G.* citra ultimam Curiam obiit Et modo ad hanc Curiam venit præfat. *L. D.* & petit se admitti ad prædict. virgat. terræ cum pertinentiis Cui quidem *L. D.* Dominus per Senescal. suum præd. concessit inde per virgam Seisinam Habend. & tenend. eidem *L. D.* & Assignatis suis pro termino vitæ suæ naturalis & post decessum ipsius *L. D.* tunc ad opus & usum rectorum Hæred. præfat. *W. G.* imperpetuum ac tenend. de Domino per reddit. per Annum viginti solidorum & alia servitia inde prius debet. & de jure consuet. Et præd. *L. D.* dat Domino de Fine pro ingressu suo ad præd. virgat. terræ cum pertinentiis habend. sexaginta solidos Et fecit fidelitatem & admissus est inde tenens.

Silis.

Silis. De sursumrestitutione Tenement. Customar.
per tenen. pro vita cuidam pro termino vite
sua. Admissio Tenentis pro vita ad premissa
sursumrestita.

Compertum est per Homagium ibidem quod *A. L.* vidua quæ tenuit ut supra ad terminum vite sue sex Clausa prati & pasturæ vocat. &c. modo in tenurâ sive occupatione cuiusdam *W. L.* jacen. & existen. in *E.* infra Parochiam de *A.* prox. adjungen. quibusdam pasturis vocat. *P.* ibidem cuiusdam *D. C.* ex occidentali parte eorundem & quoddam prædium ibidem vocat. *L. M.* ex orientali parte eorundem & unum Clausum pasturæ vocat. *S.* continen. per æstimationem septem acras plus sive minus jacen. & existen. in *E.* prædict. infra præd. Parochiam de *A.* prope adjungen. cuidam pasturæ ibidem vocat. *P.* cuiusdam *E. M.* ex parte orientali ejusdem & duas pasturas continen. per æstimationem octodecim acr. jacen. & existen. in *E.* prædict. prope adjungen. cuidam pasturæ ibidem cuiusdam *J. W.* Gen. ex parte Boreali & quibusdam terris & pascuis modo in tenura cuiusdam *M.* vidue ex parte Australi earundem citra ultimam Curiam & extra Curiam sursumreddidit in manus Domini per manus *J. F.* & *G. K.* duorum Customar. Tenen. Manerii præd. secundum consuetudinem Manerii illius præd. separal. Clausa prati & pasturæ cum pertinentiis ad opus & usum *J. L.* Gen. pro termino vite ipsius *J. L.* Tenend. de

(C 2)

Domi-

Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii illius Et dictum est per Homagium præd. qd. præd. A. L. citra ultimam Curiam obiit Et modo ad hanc Curiam venit præfat. J. L. & petit se admitti ad prædicta separalia Clausa prati & pasturæ cum pertinentiis Cui Dominus per Senescallum suum concessit inde per virgam Seisinam Habend. & tenend. eidem J. L. & Assignatis suis pro termino vitæ ipsius J. L. ac tenend. de Domino per reddit. per Annum quadraginta solidorum & alia servitia inde prius debet. & de jure consuet. Et prædictus J. L. dat Domino de Fine pro ingressu suo inde habend. centum solidos Et fecit fidelitatem Et admissus est inde tenens.

Sursumredditio Tenement. Customar. per Tenen. in Consideratione Maritagii solemnizand. inter filium Tenentis & quandam A. D. ad usus ibidem limitat. & declarat.

Compertum est per Homagium ibidem quod J. B. qui tenuit ut supra unum Mesuagium sive Tenementum vocat. H. quinquaginta acras terræ quadraginta acras prati triginta & sex acras pasturæ & Centum & viginti acras marisci cum pertinentiis in A. infra Manerium prædictum citra ultimam Curiam & extra Curiam sursumreddidit in manus Domini per manus H. A. & J. V. duorum Customariorum Tenentium Manerii prædicti secundum consuetudinem Manerii prædict. præd. Mesuagium sive Tenementum

nementum & cætera præmissa prædicta cum pertinentiis ad opus & usum prædicti J. B. & Hæred. & Assign. suorum usque ad solemnizationem cujusdam intensi Maritagii (permissione Divina) cito habetur. & solemnizatur. inter quendam C. B. Filium & Hæredem apparentem prædicti J. B. ex una parte & quendam A. D. de A. prædict. Spinster ex altera parte & ab & immediate post solemnizationem ejusdem Maritagii tunc ad opus & usum prædicti J. B. pro & durante termino vitæ suæ naturalis & ab & immediate post decessum ejus tunc ad opus & usum S. Uxoris ejus pro & durante termino vitæ suæ naturalis Et ab & immediate post decessus (Anglice *the Deceases*) ipsorum prædictorum J. B. & S. Uxoris ejus & C. B. & decessum eorum superviventis tunc ad opus & usum prædictæ A. Uxoris intensæ prædicti C. B. pro & durante termino vitæ suæ naturalis Et ab & immediate post decessus ipsorum prædictorum J. B. & S. Uxoris ejus C. B. & A. Uxoris suæ intensæ & decessum eorum superviventis tunc ad opus & usum Hæred. de corpore prædicti C. B. super corpus prædictæ A. legitime procreat. vel fore procreand. & pro defectu talis Exitus tunc ad opus & usum Hæred. & Assign. prædicti C. B. imperpetuum Tenend. de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti Qui quidem J. B. & S. Uxor ejus citra ultimam Curiam obierunt Et modo ad hanc Curiam venit prædictus C. B. in propria persona sua & petit se ad-

mitti ad præd. Mesuagium sive Tenement.
 & cætera præmissa prædicta cum pertin.
 Cui Dominus per Senescal. suum præd. con-
 cessit inde per virgam Seisinam habend. &
 tenend. eidem C. B. & Assignatis suis pro
 termino vitæ suæ naturalis Remanere inde
 prout superius limitatur ac tenend. de Do-
 mino per reddit. per Annum quinquaginta
 solidorum & alia servitia inde prius debet.
 & de jure consuet. Et dat Domino de Fine
 pro ingressu suo habend. sex libras fecit fi-
 delitatem & admissus est inde tenens.

*Silis. De sursumrestitutione conditional. fore va-
 cua super solutione certæ pecuniæ summæ su-
 per diem ventur.*

Compertum est etiam per Homagium
 quod H. R. qui tenuit ut supra unum Me-
 suagium sive Tenementum decem & octo
 acras terræ jacen. in communibus Campis
 de A. infra Manerium prædictum & vigin-
 ti acras prati jacen. in quodam prato in
 A. prædict vocat. H. alias scilicet primo
 die Maii Anno Domini Millimo sexcentesi-
 mo quinquagesimo nono extra Curiam sur-
 sumreddidit in manus Domini per manus
 H. J. & N. B. duorum customar. Tenenti-
 um Manerii illius prædict. Mesuagium sive
 Tenementum & cætera præmissa prædicta
 cum pertinentiis ad opus & usum C. D.
 Hæred. & Assign. suorum imperpetuum Sub
 hac tamen Conditione quod si prædictus
 H. Hæred. vel Assignati sui solverent vel
 solvi causarent præfat. C. D. Executoribus
 Admi-

Administratōribus vel Assignatis suis cent. libras legalis monetæ Angliæ ad vel super secundum diem Martii qui foret in Anno Domini Millesimo sexcentesimo sexagesimo tunc sursum reddit. prædict. foret vacua & nullius effectus aliter stare in plena potestate & virtute Et modo ad hanc Cur^a venit præd. C. D. in propria persona sua Et petit se admitti ad præd. Mesuagium & cætera præmissa præd. cum pertinentiis Cui Dⁿⁱ per Senescal. suum præd. concessit inde per virgam seisinam Habend. & tenend. eidem C. D. Hæredibus & Assignatis suis imperpetuum tenend. de D^{no} per virgam ad voluntatem Dⁿⁱ secundum consuetudinem Manerii præd. ac per reddit. per Annum decem solidorum & alia servitia inde prius debit. & de jure consuet. Et dat Domino de Fine pro ingressu suo inde habend. centum solidos fecit fidelitatem Et admisus est inde Tenens.

Præsentatio Abatamenti Intrationis & Intrusionis cujusdam H. R. in quædam Tenement. Customar. post mortem Tenentis, in Exhæreditation. Domini Manerii. Præceptum Ballivo Manerii seisire præmissa in manus Domini, qui habens inde seisinam ad petitionem Ahitoris concessit inde seisinam per virgam H. R. & A. Uxori suæ pro vita ipsius A. Remanere inde quibusdam D. T. & K. Uxori ejus, & Hæred. de corpore prædict. D. T. legitime procreat. Remanere præfat. K. Uxori & Hæred. de corpore suo legitime procreat. Remanere inde præfat. H. R. & Hæred. de corpore suo legitime procreat. Remanere inde præfat. A. Uxori suæ, & Hæred. de corpore suo legitime procreat. Remanere inde cuidam U. S. in feodo.

Compertum est etiam per Homagium ibidem quod quidam O. B. Miles defunct. tenuit de Domino hujus Manerii die quo obiit sibi & Hæredibus suis ad voluntatem Domini secundum consuetudinem Manerii prædicti unum Mesuagium sive Tenementum viginti acras terræ viginti acras prati quadragint. acras pasturæ triginta acras bosci quadraginta acras jampnorum & brueræ quinquaginta acr. Moræ & centum acras Marisci cum pertinentiis in A. prædict. infra Manerium præd. Et quod prædict. O. obiit de tali statu suo inde seisit. per sex Annos jam ult. elaps' & amplius Et quod quidam H. R. in jure A. Uxoris suæ quondam Uxoris L. B. Arm. filii præd. O. B. in præd. Mesua-

Mesuagium sive Tenementum & cætera præmissa præd. cum pertinentiis abatavit intravit & intrusit super possessionem Domini Manerii prædicti in exhereditationem dicti Domini Manerii præd. & Successorum suorum & contra consuetudinem Manerii sui præd. à tempore cujus contrarii Memoria hominum non existit in eodem Manerio usitat. & approbat. Et exitus & proficua inde à tempore præd. mortis O. B. ad suum proprium usum hucusq; habuit & percepit non capiend. præd. Mesuagium sive Tenementum & cætera præmissa præd. cum pertinentiis extra manus D'ni Manerii præd. Nec faciend. inde D'no Finem pro eisdem secundum consuetudinem Manerii sui prædicti. Ideo præceptum est Ballivo Manerii præd. seisire in manus Dom. præd. Mesuag. sive Tenement' & cætera præmissa præd. cum pertinentiis quousque &c. Et Dominus modo habens inde seisinam ad humilem petitionem prædicti H. R. ex gratia sua spec. ad hanc Curiam concessit extra manus suas præd. Mesuagium sive Tenement. & cætera præmissa præd. cum pertin. præfat. H. R. & A. Uxori ejus ad Terminum vitæ ipsius A. Et liberata est eis seisin' per virg. habend. & tenend. præd. Mesuagium sive Tenementum & cætera præmissa præd. cum pertinentiis præfat. H. R. & A. ad terminum vitæ ipsius A. ad voluntatem Domini secundum consuetudinem Manerii præd. Et post decessum ipsius A. remanere inde quibusdam D. T. & K. Uxori ejus consanguinie & proxime Hæred. prædicti. O. videlicet Filie præd.

præd. J. B. Filii prædicti O. & Hæred. de corpore prædicti D. T. legitime procreat. Et pro defectu talis exitus remanere inde præfat. K. Uxori prædicti D. T. & Hæred. de corpore prædicti K. legitime procreat. Et pro defectu talis exitus remanere inde præfat. H. R. & Hæred. de corpore prædicti H. R. legitime procreat. Et pro defectu talis exitus remanere inde præfat. A. Uxori prædicti H. R. & Hæred. de corpore ejusdem A. legitime procreat. & pro defectu talis exitus remanere inde cuidam U. S. & Hæredibus suis imperpetuum Tenend. de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et tam prædicti H. R. & A. Uxor ejus dant Domino de Fine pro tali ingressu suo inde habend. de & in præmissis octoginta solidos fecerunt Domino fidelitatem & admissi sunt inde Tenentes modo & forma prædictis, &c.

Informatio per Senesc. de sursumrestitutione Tenement. Customar. præantea fact. per A. L. Gen. jacen. in extremis cuidam J. Uxori ejus remanere C. & H. Filiis natu minorib. & Hæred. suis. Cum provisione quod supervivens haberet præmissa sibi & Hæred. suis imperpetuum.

Ad hanc Curiam testatum est per T. P. Senescallum quod primo die Maii Anno Regni dicti Domini Regis nunc duodecimo A. L. Gen. jacens in extremis sursum reddidit

reddidit in manus Domini per manus dicti Senescalli extra Curiam in presentia S. D. S. R. & D. J. secundum consuetudinem Manerii præd. unum antiquum Cotagium sive Tenementum in quo J. C. modo inhabitat triginta acras terre viginti & sex acras prati & quadraginta acras pasture cum pertinentiis in A. infra Manerium prædictum vocat A. ad opus & usum J. Uxoris ejusdem A. L. pro termino vitæ suæ Et post decessum ejusdem J. remanere inde C. L. & H. L. Filiis natu minoribus prædicti A. L. & Hæredibus suis Proviso tamen semper & sub hac Conditione quod si contingat aliquem prædictorum C. & H. obire sine Hæred. de corpore suo exeun. quod tunc ipse qui supervixerit habebit & gaudebit prædict. Cotagium sive Tenementum & cætera tenementa prædicta cum pertinentiis sibi & Hæredibus suis imperpetuum Et super hoc venit hic in Cur. prædict. J. in propria persona sua & petit se admitti ad Cotagium sive Tenementum & cætera præmissa prædicta cum pertinentiis Cui Dominus per Senescallum suum concessit inde per virgam seisinam Habend. sibi in forma prædicta ad voluntatem Domini secundum consuetudinem Manerii prædicti Et dat Domino de Fine pro ingressu suo inde habend. quadraginta solidos fecit fidelitatem & admissus est inde tenens.

Simile

Simile. De sursumrestitutione Reversion. Tentor. Customar. per T. J. ad usum D. T. & K. Uxor ejus, & hæred. præd. D. legitime procreat. cum post mortem cujusd. A. modo Uxor H. J. acciderint, (ove divers Remainders oußer.) Sursumrestitutio ad usus prædictos. Relaxatio Juris per Tenentem.

Ad hanc Curiam testat. est etiam per prædictum T. P. Senescallum ibidem quod primo die Maii Anno Regni dicti Domini Regis nunc decimo quarto T. J. venit coram præfat. Senescallo in propria persona sua & sursumreddidit in manus Domini per manus dicti Senescalli extra Cur. in præsentia L. D. C. K. & J. T. secundum consuetudinem Manerii prædicti reversionem unius Mesuagii sive tenementi sexdecim acrarum terre duodecim acrarum prati & tresdecim acrarum pasturæ cum pertinentiis vocat. D. ac reversionem duorum Cotagiorum octodecim acrarum prati & quatuordecim acrarum pasture cum pertinentiis in H. infra Parochiam de A. ad opus & usum D. T. & K. Uxor ejus & Hæredum de corpore prædicti D. T. legitime procreat. cum post mortem cujusdam A. modo Uxor H. J. acciderint Et pro defectu talis exitus de corpore prædicti D. T. legitime procreat. remanere inde præfat. H. J. & Hæred. de corpore ejusdem A. legitime procreat. Et pro defectu talis exitus remanere inde U. S. & Hæredibus suis imperpetuum Qui quidem D. T. & R. Uxor ejus Dominus per Senescallum

callum suum prædictum ad hanc Curiam concessit inde per virgam seisinam habend. & tenend. prædicta Mesuagia Cotagia & cætera præmissa prædicta cum pertinentiis in Reversione secundum consuetudinem Manerii prædicti cum post mortem præd. A. Uxoris prædict. H. C. acciderint præfat. D. & K. Uxori ejus & Hæred. de corpore prædict. D. legitime procreat. Et pro defectu talis exitus remanere inde U. S. & Hæred. suis imperpetuum ad voluntatem D'ni secundum consuetudinem Manerii prædicti per reddit. & servitia inde prius debet. & de Jure consuet. Et prædict. D. & K. Uxor ejus dant Domino de Fine pro tali statu suo inde habend. centum solidos & admissi sunt inde tenentes modo & forma prædictis Et prædictus Dominus cognoscit se satisfact. fore de præd. Fine inde habend. pro Mesuagio Cotagiis & cæteris præmissis prædictis cum pertinentiis de prædictis D. & K. Uxore ejus cum prædict. Mesuagium Cotagia & cætera præmissa prædicta cum pertinentiis post mortem prædict. A. Uxoris prædict. J. ad manus suas devenerint Et postea ad hanc Curiam venit prædictus T. J. in propria persona sua Et hic in plena Curia sursum reddidit in manus Domini tota jus titulum clameum & interesse sua in omnibus prædictis Mesuagio Cotagiis & cæteris præmissis cum pertinentiis ad usus prædictos Et ulterius remisit relaxavit & omnino pro se & Hæredibus suis quiete clamavit præfatis J. H. & A. Uxori ejus tota jus titulum clameum interesse & demand. sua que ipse præ-

prædictus *T. J.* unquam habuit in prædictis Mesuagio Cotagiis & cæteris præmissis prædictis cum pertinentiis Habend. & tenend. omnia & singula prædicta Mesuagium Cotagia & cætera præmissa prædicta cum pertinentiis præfat. *J. H. & A.* Uxori ejus pro termino vitæ prædictæ *A.* & post decessum ejusdem *A.* remanere inde *D. T. & K.* Uxori ejus & Hæredibus de corpore prædicti *T.* legitime procreat. Et pro defectu talis exitus remanere inde præfat. *K.* Uxori prædict. *D. & Hæred.* de corpore ejusdem *K.* legitime procreat. imperpetuum ad voluntatem Domini secundum consuetudinem Manerii prædicti, &c.

Præsentatio obit. Tenen. customar. Et quod C. D. est ejus Frater & Hæres Cui Dominus concessit inde seisinam per virgam.

Compertum est etiam per Homagium ibidem quod *B. C.* qui tenuit sibi & Hæred. suis de Domino hujus Manerii secundum consuetudinem Manerii prædicti unum Mesuagium sive Tenementum duo Cotagia tria Tofta unum Columbare unum Gardinum duo pomaria quinquaginta acras terræ viginti acras prati octoginta & septem acras pasturæ centum acras Bosci ducentes acras jampnorum & Bruere & sexaginta acras Marisci cum pertinentiis in *B.* ante hanc Curiam obiit inde seistitus Et quod *C. D.* est unicus Frater & Hæres prox. prædicti *B. C.* & plenæ ætatis qui præsens hic in Curia petit se admitti Tenentem ad omnia terras &c.

& Tenementa Customaria de quibus ipse prædictus B. C. obiit seifitus videlicet ad prædicta Meluagium Cotagia terras Tenementa & cætera præmissa cum pertinentiis in B. prædict. infra Manerium prædictum Cui quidem C. D. Dominus per Senescallum suum prædictum concessit inde per virgam seifinam Habend. & tenend. sibi & Hæredibus suis Tenend. de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et dat Domino de Fine pro ingressu suo inde habend. decem libras Et fecit Domino fidelitatem Et admissus est inde Tenens.

Presentatio obit. Tenen. in Parcenerio Tenementorum customar. & Admissionis Filii & Hæred. ejus ad Medietatem.

Compertum est etiam per Homagium ibidem quod quidam B. C. qui tenuit de Domino hujus Manerii ut parcenarius secundum consuetudinem Manerii prædicti tria Meluagia tria Cotagia sexaginta acras terræ septuaginta acras prati & centum & quinquaginta acras pasturæ cum pertinentiis in B. infra Manerium prædictum simul cum J. B. Fratre suo sibi & Hæredibus suis obiit citra ultimam Curiam inde seifitus Et quod quidam L. B. est ejus Filius & proximus Hæres quoad medietatem prædictorum Mesuagiorum Cotagiorum terrarum & Tenementorum prædictorum cum pertinentiis & plene ætatis qui præfens hic in Cur' petit se
*
admitti

admitti tenentem ad prædictam medietatem prædict. terrarum & Tenementorum prædict. cum pertinentiis Cui quidem *J. B.* Dominus per Senescallum suum prædictum concessit inde per virgam seisinam Habend. & tenend. sibi & Hæredibus suis in Coparcinerio cum præfat. *J. B.* Tenend. de D'no per virgam ad voluntatem D'ni secundum consuetudinem Manerii præd. per reddit. & servicia inde prius debit. & de jure consuet. Et dat Domino de Fine pro ingressu suo inde habend. quadraginta solidos & fecit Domino fidelitatem Et admissus est inde Tenens.

Sursumredditio Ten'torum Customar. Cuidam in feodo secundum Cons. Manerii.

Ad hanc Curiam venit *B. C.* unus Customar. tenen. hujus Manerii in propria persona sua & sursumreddidit in manus D'ni per manus Senescalli sui prædicti unum Cotagium cum pertinentiis vocat. *S.* ac duodecim acras terræ jacen. in communi campo de *B.* prædict. vocat. *L. M.* videlicet unam acr. inde super stadio ibidem vocat. *C. F.* inter terras *G. C.* ex orientali parte & terras *W. H.* ex occidentali parte ibidem & abuttan' super terram Capitaalem vocat. *H. H.* cujusdam *J. J.* ibidem ex parte australi, quatuor selvices inde (per estimationem unam acr.) jacen. super stadio ibidem vocat. *W.* inter terras *W. W.* Gen. ex parte australi & terras *J. T.* ex parte boreali ibidem & abuttan. super communem viam ibidem

ex

ex parte orientali inde duas acras inde jacen' super eodem stadio vocat. *W. F.* juxta terras pertinen. Collegio vocat. *C.* in *C.* ex parte boreali & abuttan. super dictam communem viam ibidem ex parte orientali inde duas rodas inde jacen. super stadio ibidem vocat. *L. F.* inter terras *M. W.* Gen. ex parte orientali & abuttan. super rivulum ibidem vocat. *S. B.* ex parte boreali inde tres rodas inde jacen. super dicto stadio vocat. *L. F.* inter terras *J. J.* Armigeri ex parte orientali & terras *H. G.* Militis ex parte occidentali & abuttan. super dictum Rivolum ibidem vocat. *S. B.* ex parte boreali inde tres alias Rodas inde jacen. super dicto stadio vocat. *L. F.* inter terras *R. B.* Gen. ex parte occidentali & terras *W. A.* ex parte orientali inde & abuttan. super dictum Rivolum ibidem vocat. *S. B.* ex parte boreali inde sex Seliones inde (per estimationem unam acr. & dimidium unius acræ) jacen. super stadio ibidem vocat. *C. F.* inter terras *R. J.* Baronetti ex parte australi & terras *A. B.* modo Domini hujus Manerii ex parte boreali & abuttan. super Cœmeterium Ecclesiæ Parochialis de *B.* ex parte orientali inde sex alias seliones inde (continen. per estimationem unam acram & dimidium unius acræ) jacentes super eodem stadio vocat. *C. F.* inter terras *S. C.* vidue ex parte boreali & terras *H. C.* Gen. ex parte australi & abuttan. super prædictum Cœmeterium Ecclesiæ Parochialis de *B.* prædict. ex parte orientali dimidium unius acræ inde existens caput vocat. *H.* ejusdem stadii vocat. *G. F.*

(D)

unum

unum aliud dimidium unius acre inde jacen. super eodem stadio vocat. *H. F.* inter terras *G. M.* Gen. ex parte orientali inde & terras dicti modo Domini ejusdem Manerii ex parte occidentali & abuttan. super dictas terras ibidem vocat. *S. H.* ex parte australi inde duas rodas inde jacen. super stadio ibidem vocat. *D. F.* inter terras *J. W.* Arm. ex parte meridional. & terras *A. G.* Gen. ex parte septentrionali & abuttant. super magnum boscum vocat. *G. W.* ex parte occidentali inde duas alias rodas inde jacen. super dicto stadio vocat. *D. U.* inter terras *J. C.* ex parte septentrionali & terras *D. A.* Gen. ex parte meridionali & abuttan. super dictum boscum vocat. *G. W.* ex parte occidentali inde Ad opus & usum *J. J.* Hæredum & Assign. suorum imperpetuum Cui quidem *J. R.* Dominus per Senescal. suum concessit inde seismam per virgam Habend. sibi & Hæredibus suis Tenend. de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servitia inde prius debet. & de jure consuet. Et dat Domino de Fine pro ingressu suo inde habend. viginti sex solidos & octo denarios fecit fidelitatem & admissus est inde tenens.

Specialis Curia Baronis.

Ad Curiam Baronis *J. P.* Militis Domini Manerii prædicti ibidem tent. die Martis secundo die Novembris Anno Domini Millesimo sexcentesimo sexagesimo tertio
 Annoque

Annoque Regni Domini Caroli Secundi,
Dei gratia, Anglia, Scotia, Francia & Hiber-
nia Regis, Fidei Defensoris, &c. undecimo
coram F. W. Armigero Senescallo ibidem
Irrotulatur sic.

*Admissio Cujusdam ad Tenenta Customar. post
sursumrestitutionem ad Cur. Baronis specialit'
tent. pro eodem proposito.*

Ad hanc Cur. venit C. L. un' Customar.
Tenens hujus Manerii in propria persona
sua & sursumreddidit in manus Domini
per manus Senescalli sui prædicti secundum
consuetudinem Manerii prædicti unum Me-
suagium sive tenementum & triginta acras
prati & pasturæ cum pertinentiis in B. præ-
dict. infra Manerium prædict. Ad opus &
usum J. C. Hæred. & Assign. suorum im-
perpetuum Cui Dominus per Senescallum
suum concessit inde per virgam seisinam Ha-
bend. sibi & Hæredibus suis Tenend. de Do-
mino secundum consuetudinem Manerii
prædicti per reddit. & servitia inde prius
debit. & de jure consuet. Et dat Domino de
Fine pro ingressu suo inde habend. quin-
quaginta solidos fecit fidelitatem & admis-
sus est inde tenens.

Maner' } ff. Curia Baronis G. S. Militis Do-
 de S. -- } mini Manerii prædicti ibidem
 tent. coram J. S. Gen. Senescallo
 ibidem die lune vicesimo septimo
 die Augusti Anno Regni Domini
 nostri Caroli secundi, Dei gratia,
 Angliæ, Scotiæ, Franciæ, & Hi-
 berniæ Regis, Fidei Defensoris,
 &c. vicesimo Annoq; D'ni 1698.

Homagium	{	G. G. Gen.	P. G.	}	Jur'
		S. B. Gen.	J. T.		
		W. C.	W. R.		
		J. S.	N. M.		
		R. W.	T. D.		
		G. R.	R. A.		

Esson. Null. Null.

Præsentatio Defaltorum per Homag.

ff. **M.** P. Gen. E. M. T. B. Gen. A. B.
 Gen. S. W. Gen. W. H. R. B. Gen.
 J. W. Gen. T. C. Gen. J. W. J. M. alias
 M. Gen. H. W. Gen. D. C. Gen. J. S.
 R. S. Gen. J. C. J. B. J. P. Gen. W. H.
 Gen. J. S. W. H. F. C. Gen. H. R. J. P.
 Gen. H. V. Gen. H. P. S. K. J. R. Gen.
 A. T. W. P. W. P. & R. J. Quilibet eorum
 quia non comperuer. ad hanc Cur. amerci-
 atur prout patet super eorum separalibus
 capitibus.

Sur-

*Sursumredditio J. S. J. V. in feodo, secundum
 Conf. Manerii. Admissio J. V. ad præmissa
 sursumreddit. Sursumredditio dicti J. V. de
 præmissis ult. mentionat. ad usum suiipsius
 pro vita, remanere M. Ux. ejus pro vita,
 remanere M. F. in feodo, secundum Conf.
 Manerii. Finis quindecim librarum. Reddit.
 octo libræ.*

Ad hanc Cur. Homag. præsent. qd. J. S.
 de G. in Com. E. Wheelwright unus Custo-
 mariorum Tenen. hujus Manerii citra ult.
 Cur. & ante hanc Cur. scilicet tertio die
 Octobris Anno Domini Millesimo sexcente-
 simo sexagesimo septimo sursumreddidit in
 manus Domini per manus & acceptationem
 W. D. loco Ball'ii Domini in præsentia T. D.
 & J. T. duorum Customariorum Tenen.
 hujus Manerii id testantium secundum con-
 suetudinem Manerii totum illud customari-
 um Mesuagium sive Tenementum cum ex-
 tradomibus Ædificiis atriis hortis gardenis
 & una acra terræ customar. plus sive minus
 eidem pertinen. cum suis & quibullibet ea-
 rum pertin. prout sunt situat. jacen. & exi-
 sten. super W. common prope W. Mill. mo-
 do in tenura sive occupatione vidue W. sive
 Assign. suorum Ad opus & usum J. V. Hæ-
 red. & Assign. suorum imperpetuum Et su-
 per hoc ven. hic in Cur. prædict. J. V. Et
 humillime petit de Domino admitti Tenen.
 ad Tenementa prædicta cum pertin. secun-
 dum formam & effectum sursumredditionis
 prædictæ Cui Dominus per Senescallum
 (D 3) con-

concessit inde seisinam per virgam Habend. & tenend. sibi & Hæredibus & Assignatis suis imperpetuum per virgam ad voluntatem Domini secundum consuetud. Manerii prædict. per reddit. & servitia inde prius debet. & de jure consuet. Et dat D'no de fine, &c. admissus est inde Tenens Et sec. fidelitat. &c. Et super hoc prædictus J. V. existens admissus Tenens ut præfertur immediate post admissionem suam prædictam in ea parte fact. hic in Cur. sursumreddidit in manus D'ni Manerii prædicti per manus Senescalli prædicti totum illud Customar. Mesuagium prædictum & prædictam unam acram terræ & omnia & singula cætera præmissa prædicta cum pertin. ad opus & usum ipsius J. V. pro termino vitæ suæ & post ejus decessum tunc ad opus & usum M. V. Uxoris ejus & post decessum ipsorum J. V. & M. Uxoris ejus tunc ad opus & usum M. F. Hæred. & Assign. suorum imperpetuum Ea Intentione quod D'nus Manerii reconcederet Tenementa prædicta cum pertinentiis secundum formam & effectum sursumred-dition. ult. præd. Super quo D'nus Manerii prædicti per Senescallum concessit eidem J. V. seisinam. Ten'torum prædictorum cum pertin. per virgam Habend. & tenend. eidem J. V. & Assign. suis pro termino vitæ suæ remanere inde post ejus decessum habend. præfat. M. Uxori ejus & Assign. suis pro termino vitæ suæ Remanere inde post ejus decessum Hæred. præfat. M. F. Hæred. & Assign. suis imperpetuum per virgam ad voluntatem D'ni secundum consuetudinem

Ma-

Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et separatim dant D'no de Fine pro eorum statu admit- tend. in toto attingen. ad quindecim libras unde duodecim libræ solut. fuer. D'no Ma- nerii in Cur. Ac sexaginta solid. resid. inde solvend. sunt D'no Manerii super ultimum diem instantis Mensis Augusti Et separatim admissi sunt inde Tenen. Et prædictus *J. V.* fec. fidelitat. &c. set fidelitas prædictarum *M. V.* & *M. F.* respectuatur quousque, &c.

Presentatio obit. A. B. Et quod T. B. est Hares ejus. Qui sursumredd. pro vita sua Remanere A. B. in Feod. Finis 100 s. Reddit. 2 d.

Ad hanc Cur. Homag. præsent. quod *A. B.* nuper unus Customar. Tenen. hujus Manerii qui tenuit de Domino Manerii u- num Cotagium & unum hortum eidem spe- ctan. citra ultimam Cur. & ante hanc Cur. obiit inde seisit. quodque *T. B.* est ejus Fili- us naru maximus & proximus Hæres Qui præ- sens hic in Cur. humillime petit de D'no admitti Tenen. ad Tenementa prædicta cum pertinentiis Cui Dominus per Senescal- lum concessit inde seisinam per virgam Ha- bend. & tenend. eidem *T. Hæredibus* & As- signatis suis ad voluntatem D'ni secundum consuetud. Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et dat Domino de Fine, &c. admiss. est in- de Tenens Et fec. fidelitat. &c. Postea seden. Cur. venit hic in Cur. prædict. *T.* & sur-

fursumreddidit in manus Domini per manus & acceptationem Senescalli prædicti Cotagium & hortum prædict. cum pertinentiis ad opus & usum ipsius *T.* pro termino vitæ suæ Et post ejus decessum ad opus & usum *A. B.* Hæred. & Assign. suorum imperpetuum Ea intentione quod D'nus Manerii reconcederet Tenementa prædict. cum pertinentiis eidem *T. B.* ac prædicto *A. B.* secundum formam & effectum fursumreddition. ult. præd. Super quo Dominus Manerii prædicti concessit præfat. *T. B.* seisinam Tenementorum prædictorum cum pertinentiis per virgam habend. eidem *T. & Assign.* suis pro Termino vitæ suæ Remanere inde post ejus decessum præfat. *A. D.* Hæred. & Assign. suis imperpetuum Ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et separatim dant Domino de Fine pro eorum statu admitti in toto attingen. ad centum solid. Et separatim admissi sunt inde Tenen. Et sec. fidelitatem, &c.

Sursumredditio H. R. Tenitorum customar. cuidam P. M. in feodo secundum Cons. Manerii.

Ad hanc Cur. præsent. est quod *H. R.* un. Customar. Tenen. hujus Manerii citra ult. Cur. & ante hanc Cur. die Sabri. Anno Domini Millimo. sexcentesimo sexagesimo octavo fursumredd. in manus Domini Manerii prædicti per manus & acceptationem *W. D.* Ballii. Domini in præsen. *T. D.* & *J. C.* duorum

orum Customar. Tenen. Manerii prædicti id testan. secundum consuetudinem Manerii prædicti totum illud customar. Mesuagium sive Tenementum quocunque nomine sive nominibus idem appellat' sive cogn' sit unacum omnibus & singulis domibus Ædificiis structur. atriis hortis gardinis & quinq; acris terræ Customar. plus sive minus eidem spectan. sive pertinen. simul cum aliis pertinent. prout eadem sunt situat. jacen. & existen. in B. prædict. ac in tenura sive occupatione A. S. sive Assign. suorum Ad opus & usum P. M. sive Assign. suorum imperpetuum Super quo præsens hic in Cur. præd. J. humillime petit de Domino admitti Tenen. ad Mesuagium prædict. cum pertin. Cui Dominus per Senescallum concessit inde seisinam per virgam Habend. & tenend. eidem H. Hæredibus & Assignatis suis imperpetuum ad voluntatem D'ni secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debir. & de jure consuer. Et dat D'no de Fine novem Libras Admissus est inde Tenen. Et fec. fidelitatem, &c.

Præsentatio sursumrestitutionis Ten'ter' customar. preantea fact. per A. T. cuidam W. B. sub conditione solvendi certam pecunia summam ad sepeal. dies & tempora proinde limitat. Ad usum W. B. sub Conditione.

Ad hanc Cur. Homag. præsent. qd. A. T. de N. in Com. E. Butcher, unus Customar. Tenen. hujus Manerii citra ultimam Cur. & ante hanc Cur. scilicet septimo die Februarii

arii Anno Domini Millimo sexcentesimo sexagesimo septimo sursum reddidit in manus D'ni Manerii prædicti per manus & acceptationem *T. B.* loco Ballii. Domini in præsentia *G. R.* & *R. W.* duorum Customar. Tenen. Manerii prædicti secundum consuetudinem Manerii totum illud Customar. Mesuagium sive Tenementum vocat. *Clerlock* cum omnibus extra. domibus structur. horreis stabulis atriis horreis gardinis & quinq; acris terræ Customar. plus sive minus eidem spectan. unacum suis & quibuslibet eorum pertinentiis prout eadem sunt situat. jacen. & existen. in *S.* prædict. & modo in tenura sive occupatione *R.* sive Assign. suorum Ad opus & usum *W. B.* de alta Ongar. in eodem Com. & Assign. suorum imperpetuum Proviso tamen sub Conditione si præd. *A. T.* Hæredes Executores Administratores sive Assigni sui bene & veraciter solvant seu solvi faciant eidem *W. B.* Executoribus, Administratoribus sive Assign. suis plenam summam septuaginta & quatuor librarum & quatuor solidorum legalis monetæ Angliæ modo & forma sequen. videlicet quadraginta & duos solidos inde super septimum diem Augusti tunc prox. sequen. & septuaginta & duas libras & duos solidos residuum inde Et Remanere inde super octavum diem Febr. qui foret in Anno vicesimo primo Regni Domini nostri *Caroli* secundi, Dei gratia, *Angliæ, Scotiæ, Franciæ, & Hiberniæ* Regis, Fidei Defensoris, &c. Annoq; Domini Millimo. sexcentesimo sexagesimo octavo ad vel infra Domum mantionalem ipsius *G.* vocat.

cat. C. P. situat. & existen. in Parochia de
alta O. prædict. absque fraude sive dolo qd.
tunc sursumredditio prædicta foret vacua &
nullius effectus Aliter remaneret & staret
in plenis potestate & effectu, &c.

*Præsentatio quod R. A. non solvit Cui l. J. A.
secundum sursumredemptionem. Ideo prima
Proclamatio fact. fuit per Senescal. qd. præ-
dictus J. veniret in Cur. admitti Tenen. ad
Ten'ta sursumreddidit. pro Conditione fract.
aut alit. Dominus eadem seisciret in manus
suas.*

Ad hanc Curiam compertum est per Ho-
mag. quod ad Cur. tent. pro Domino hujus
Manerii decimo septimo die Aprilis Anno
Regni Domini Regis nunc decimo octavo
R. A. unus Customar. Tenen. hujus Mane-
rii sursumreddidit in manus Domini unum
Customar. Tenementum vocat. *Brewers* ac
tres Customar. acras terræ ac unum al. Cu-
stomar. Cotagium cum pertinentiis ad usum
J. A. & T. A. de B. magna & Hæred. suo-
rum imperpetuum sub Conditione ad sol-
vend. centum & sex Libras eisdem J. A. &
T. J. Executoribus Administratoribus vel
Assign. suis super decimum octavum diem
Aprilis Anno Domini Millesimo sexcentesi-
mo sexagesimo septimo tum sursumredditio
prædicta foret vacua Modo compertum est
ad hanc Curiam quod prædict. centum &
sex libre non fuer. solut. secundum formam
& effectum Conditionis prædictæ. Et quod
prædictus T. A. mortuus est Prædictusque
J. A.

J. A. ipsum supervixit Super quo prima Proclamatio facta fuit ad hanc Curiam qd. prædictus *J. A.* veniret in Cur. hic admitti Tenentem ad Tenementa prædicta cum pertin. aut aliter Dominus eadem Tenementa cum pertin. seisciret in manus suas proprias sed prædictus *J.* licet solempniter exactus non venit sed default. fecit, &c.

Præsentatio quod S. B. non solvit A. P. Gen. 309 l. juxta Conditionem sursumredemptionis Ideo prima Proclamatio facta fuit per Senescallum quod præd. S. B. veniret in Cur. admitti Ten'tem ad Ten'ta forisfacta.

Ad hanc Curiam compertum est per Homagium quod *S. B.* unus Customar. Tenen. hujus Manerii citra ult. Cur. & ante hanc Cur. scilicet vicesimo secundo die Januarii Anno Regni Domini Regis nunc decimo nono sursumreddidit in manus Domini per manus & acceptationem *W. B.* Armigeri nuper Senescalli Manerii prædicti unum Mesuag. sive Tenementum cum dimid. acrae terræ Customar. & Heriotabil. vocat. *Godfryes* & unum Crostum terræ vocat. *Swaines* continen. quinque acras & tresdecim acras terræ vocat. *Tinges* Customar. & Heriotabil. & unum Hoppet. continen. unam Rodam terræ parcell. Tenementi vocat. *Scarless* Aceriam unam parcellam terre contin. per estimationem tres acras & dimid. Customar. & Heriotabil. parcell. Tenementi vocat. *Sabernes* ad opus & usum *A. P. Gen. Hæred.* & Assign. suorum imperpetuum Proviso semper

per quod si prædict. S. B. Hæredes Executors Administratores sive Assignati sui solvent vel solvi faciant eidem A. Executoribus Administratoribus sive Assign. suis trescentas & novem libras ad Domum mansionalem T. H. Scriptoris situat. in C. in Com. Midd. super vicesim. tertium diem Julii tunc prox. sequen. quod tunc sursumreddition prædicta foret vacua Aliter remaneret in vi & pleno robore Quodq; denarii prædicti non fuer. solut. secundum formam & effectum Conditionis prædictæ Super quo prima Proclamatio facta fuit ad hanc Cur. quod. præd. A. P. veniret in Cur. admitti Tenen. ad Tenementa prædicta cum pertin. Aut aliter Dominus eadem Tenementa cum pertin. seisciret in manus suas proprias Sed prædictus A. licet solempniter exact. non ven. sed default. fecit, &c.

Intrac'o præsentationis per Homagium super Rotulum Cur. de solutione denar. mentionat. in Conditione sursumredditionis fact. per Customar. Tenen. Manerii cum Interesse superinde.

Ad hanc Curiam compertum est per Homagium ibidem super Sacramentum J. S. quod W. C. solvit S. H. & M. Uxori ejus quinquaginta Libras & totum interesse superinde debet. secundum effectum Conditionis fact. ad Cur. tent. nono die Marcii Anno decimo septimo Caroli secundi Regis nunc Ideo idem W. sit inde quiet, &c.

*

Maner'

Maner' de
S. cum
Membr.

ff. Curia Baronis A. B. Armigeri
Domini Manerii prædicti ibi-
dem sent. 16. die Octob. Anno
Regni, &c. Annoque Domini,
&c. coram C. D. Senescallo
ibidem.

Esson. B. A. Esson. de Comuni Essonio.

C. G. Gen.

R. G.

G. T.

R. W.

O. T.

A. R.

D. T.

W. R.

A. W.

B. R.

B. G. &

K. J.

Jur'

Jur'

Jur'

Amerciament'

Imprimis quilibet Tenens hujus Manerii
qui fecit defaultam ad hanc Curiam ad
hunc diem Amerciatur per Homagium præ-
dictum ad duodecim denarios separatim.

Præsentamenta.

Item ad hanc Curiam compertum est &
præsentatum per Homagium prædict. quod
R. J. Gen. Unus Customariorum Tenenti-
um hujus Manerii citra ultimam Curiam
obiit seiscus de uno Tenemento & tribus
acris (vel eo circiter) terræ Customar. Et
quod R. J. est ejus Filius & Hæres (qui cir-
ca ætatem trium annorum jam existit) Et
quia nullus venit ad hanc Curiam sursum-
capere præmissa prædicta & admitti ad ea-
dem

dem ex parte prædicti Infantis Ideo prima
Proclamatio facta est.

*Præsentamen. Offens. de Effoditione & Inclu-
sione parcellæ de vasto Domini Manerii.*

Item præsentatum est ad hanc Curiam
per Homagium prædictum quod T. J. citra
ultimam Curiam effodit & inclusit parcel-
lam Vasti Domini hujus Manerii abuttan-
super Terras Customar. prædicti T. jacen. in
W. Quodque in casu prædictus T. non ex-
traponat (Anglice *shall not lay out*) prædi-
ctam parcellam Vasti Communie ex qua
cepit eandem ante primum diem Decem-
bris proxime futur. Forisfaciet Domino Ma-
nerii prædicti quinque solid.

Simile.

Item præsentant & amerciant H. R. pro
consimili Offensa v. s. in casu ut supra.

Simile.

Item præsentant & amerciant S. R. Gen.
pro Effoditione Vasti Domini Manerii præ-
dicti ad quantitatem sex perticat. (Anglice
Rodds) vel eo circiter ad decem solid. pro
tali Offensa sua, in casu ut supra.

Simile.

Item præsentant & amerciant H. W. Te.
Gen. prædict. S. R. pro Effoditione Vasti
Soli

Soli Domini hujus Manerii ad quantitatem trium perticat. (Anglice *Rodds*) vel eo circiter, ad v s. pro tali Offensa, in casu ut supra.

Simile.

Item præsentant & amerciant E. W. Seniore, pro consimili Offensa ad quantitatem sex perticat. (Anglice *Rodds*) ad decem solid. in casu ut supra.

Pro depastione com'nie ad præjudicium Tenen. Domini.

Item præsentant & amerciant prædict. E. W. pro depastione (Anglice *Feeding*) Communie ad præjudicium Tenentium Domini hujus Manerii, ad decem solid.

Pro superoneratione com'nie cum ovibus, &c.

Item præsentant & amerciant E. W. Juniore, pro superoneratione (Anglice *Sur-charging*) Communie cum ovibus & aliis Averii ad viginti solid.

Pro Effoditione Com'nie.

Item præsentant & amerciant E. J. pro Effoditione (Anglice *Digging up*) Communie circa tres perticat. ad quinq; solid. pro tali Offensa.

Pro Effoditione & Inclusionem parcelle co'ie.

Item præsentant & amerciant G. J. pro Effoditione (Anglice *Digging up*) & Inclusionem parcelle Communie, in casu prædict. G. non extraponat (Anglice *shall not lay out*) eandem ante primum diem Decembris prox. futur. ut supradictum est, ad quinque solid.

Pro succisione Jampnorum super vastum Domini & pro depastione herbe ibidem cum ovibus, &c.

Item præsentant & amerciant L. J. pro succisione Jampnorum super Vastum D'ni hujus Manerii, & pro Depastione herbe ibidem cum Ovibus & aliis Averiiis, ad viginti solid. pro tali Offensa.

Pro depastione Herbagii crescen. super vastum Domini.

Item præsentant & amerciant J. O. pro Depastione Herbagii crescen. super Vastum Domini hujus Manerii cum Ovibus & aliis Averiiis, ad duodecim solid. & sex denar. pro tali Offensa.

Præsentatio Domini pro non reparatione cujusdam Januæ in decasu.

Item præsentant quod Dominus hujus Manerii debet reparare & emendare Januam pendem

(E)

penden. apud superiorem finem Loci (voc. *C. Green*) modo existen. in decasu.

Simile.

Item præsentant quandam aliam Januam penden. apud inferiorem finem Loci præd. (vocat. *C. Green*) fore in decasu Et debet esse reparat. & emendat. etiam per D'num Manerii prædicti.

Præsentatio cujusdam Tenen. pro permissione Januæ suæ ducen. a tali Ecclesia usque ad certum locum deciden. pro decasu inde.

Item præsentant & amerciant J. T. Gen. pro permissione Januæ suæ ducen. ab Ecclesia de *W.* usque ad *P. H.* decidere (Anglice *to fall down*) pro decasu inde, In casu ipse non Erigerit (Anglice *shall not set up*) alteram de novo ante primum diem Decembris prox. futur. ad decem solid.

Pro Impeditione passagii, &c.

Item præsentant & amerciant S. R. pro Muritione (Anglice *Walling*) & Inclusionem cujusdam Fabricationis Fabri Ferrarii (Anglice *a Smith's Forge*) nuper Exposit. (Anglice *set out*) super Vastum Domini per quendam H. J. ad Impedimentum (Anglice *the hindrance*) Tenentium D'ni Manerii prædicti utendi passagium per & trans Fabricationem prædictam ad xx s. In casu ipse non faciet liberum passagium per & trans

trans eandem Fabricationem ante primum diem Decembris prox. futur.

Pro faciend' Nocumentum in communi alta Regia via.

Item presentant & amerciant *L. M.* viduam pro non Emundatione (Anglice *Cleansing*) duorum Hulvorum trans Fossatum prope Venellam (vocat. *F. Lane*) Ad Nocumentum Communis altæ Regiæ viæ ibidem & populi transeun. per eandem Et quod ipsa Emundabit & Escoriabit eadem Hulva ante primum diem Decembris prox. futura sub pœna forisfaciend. Domino hujus Manerii quinque solid.

Licentia Domini concess. Tenenti ad dimittend. Terras & Ten'ta sua Customar. pro termino 40 Annorum.

Modo ad hanc Curiam venit *B. S.* Gen. unus Tenen. Customar. hujus Manerii Et humillime petit Licentiam Dimittendi Omne illud Customarium suum Tenementum & circa sexdecim acras Terræ Customar. (vocat *S.*) modo vel nuper in tegura sive occupatione *C. L.* vidue Acetiam Totum illud suum Mesnagium cum dimidio unius Virgat. Terræ Customar. (vocat. *H.*) in Occupatione *K. T.* Et unum Crostum Terræ Customar. (vocat. *S. Magna*) continen. circa quinque acras Et circa tresdecim acras Terræ Customar. vocat. *T.* Et unum Hoppetum continen. circa rodam Parcellam
(E 2) Ter-

Terrarum Customar. vocat. &c. Acetiam unam parcellam Terræ Customar. continen. circa tres acras & dimidium unius acrae parcell. cujusdam Tenementi vocat. *8a*. Cui quidem *B. S.* Dominus Manerii prædicti per Senescallum suum prædictum & per *H. J.* Gen. (qui modo est per Dominum Manerii præd. pro hac vice ad hoc autorizat.) in aperta Curia dedit & concessit Libertatem & Licentiam dimittendi prædicta Mesuagia & Præmissa cum eorum & eorum cujuslibet pertin. cuidam *B. A.* de *&c.* Executoribus & Assignatis suis Habendum & Tenendum prædicta Mesuagia & Præmissa eidem *B. A.* & Assign. suis à Festo Sancti Michaelis Archangeli ult. præterit. usque finem & terminum quadraginta Annor. extunc prox. sequen. & plenarie complend. & finiend. (si prædictus *B. S.* tam diu vixerit) Ita quod Dominus & Domini hujus Manerii pro tempore existen. possit & possint de tempore in tempus durante termino supra dicto in eadem dimissa præmissa sive in aliquam partem sive parcellam inde Intrare Seisire Distringere sive Capere aliqua alia licita remedia pro Reddito. Serviciis Finibus Atmerciamentis aut aliis Debitis vel Servitiis debit. aut fore debit. pro & in respectu præmissorum prædictorum ita plene ad omnia intentiones & proposita sicut hæc præsens Licentia non fuisset habit. sive concess. Et prædictus *B. S.* dat Domino pro Fine pro Licentia illa habend. quinque Libras Sterlingorum.

Præsentatio per Homagium de obitu P. W. Customar' Tenen' Manerii, qui in vita sua, sursumreddidit Ten'ta sua Customar. ad usus content' in ult' voluntate sua. Et quod H.W. ejus Filius profert in Cur' voluntatem ill. per quam Testator legavit præmissa prædicto H. W. in feodo talliat' &c. sub Conditione solvendi 40 s. per Ann' pro 12 Annis E. Relictæ Testatoris. Quiquidem H. W. admittitur Tenens ad præmissa, juxta formam ult' voluntatis prædictæ.

Cum ad Curiam tent. pro hoc Manerio (tal die & anno) ult. præterit. compertum & præsentatum fuit per tunc Homagium ibidem quod P. W. nuper unus Customar. Tenens hujus Manerii obiit citra tunc ultimam Curiam Et quod in vita sua videlicet (super ultimum diem D. tunc ult. præterit.) sursumreddidit in manus D'ni Manerii prædicti per manus C. G. Sen. & C. G. Jun' duorum Customariorum Tenentium ejusdem Manerii Totum illud Cotagium Customar' cum omnibus suis pertinentiis adinde spectan. Ad Certos Usus & super Conditiones in Testamento & ultima voluntate suis specificat. Modo ad hanc Curiam venit H. W. Filius ejusdem P. W. Et profert hic in Cur. Testamentum & ultimam voluntatem præfat. P. W. sub sigillo Cur. Prærogativæ Cantuar. Provinc. dat. &c. Per quod ipse prædictus P. W. disposuit de præmissis præd. in hæc verba Anglicana sequen. viz. "I give and bequeath all my Copyhold Co-
(E 3) " rage

" tage and Lands thereunto belonging, ly-
 " ing in the Mannor of S. W. in the said
 " County of, &c. to my Son H. W. and to
 " the Heirs of his Body lawfully begotten.
 " And for want of such Issue to the right
 " Heirs of me the said P. for ever. Upon
 " this Condition, That he the said H. or
 " his Heirs, or any other to whom the same
 " may come or descend, do pay forty Shil-
 " lings a year Quarterly for 12 years after
 " my decease unto E. my Wife, for her
 " Livelihood and maintenance: And in
 " default of the same, as aforesaid, My said
 " Wife to have and enjoy the same for such
 " time, until the Arrears thereof shall be
 " satisfied and paid unto her, with the Sum
 " of two Shillings six Pence over and above
 " for every Quarter so unpaid by him or
 " them, until the said Quarterly Payment
 " and the Penalty of two Shillings and six
 " Pence aforesaid be fully satisfied. Prout
 per eandem Voluntatem plenius apparet.
 Qui quidem H. W. ad hanc Curiam humi-
 lime petiit se admitti Tenentem ad prædi-
 &a Cotagium & Præmissa cum pertinentiis
 Cui Dominus Manerii prædicti per Senef-
 callum suum prædictum ad hanc Curiam
 concessit & liberavit inde seisinam per vir-
 gam Habendum & Tenendum eadem Co-
 tagium & Præmissa cum pertinentiis præ-
 fat. H. W. & Hæredibus de corpore suo le-
 gitime procreat. (Remanere inde ut præ-
 dictum est Juxta formam & effectum Testa-
 menti & ultime Voluntatis prædict. ac Con-
 ditionis in eisdem content') de Domino
 per

per virgam ad voluntatem D'ni secundum consuetudinem Manerii prædicti per Reddit. & Servitia inde prius debit. & de jure consuet. Et idem *H. W.* dat Domino de Fine pro tali Admissione sua prout patet, &c. Fecitque D'no fidelitatem suam Et admissus est inde Tenens, &c.

Præsentatio per Homagium de Admissione cujusdam G. W. ad certa ten'ta Customar' præantea fact' & de obitu ejusdem G. citra ult' Cur', Et qd' J. W. est ejus Frater & proximus Hæres. Qui admittitur Tenens ad præmissa in feodo, secundum Cons. Manerii sed pro eo qd' prædict. J. W. est infra ætatem quidam P. R. admissus est Guardianus ejus.

Cumque ad Curiam tent. pro Manerio prædicto (talibus die Mense & Anno) *G. W.* admissus fuit Tenens ad unum Mesuagium sive Tenementum & circa viginti & unam acras Terræ Customar. & Hæriotabil. existen. parcell. Terrarum & Tenementorum nuper dict. *S. & B. Jacen.* prope *C. G.* Cumque ad ultimam Curiam tent. pro Manerio prædicto Compertum fuit & præsentatum qd. prædictus *G. W.* citra tunc ultimam Curiam obiit inde seisisit. Et qd. *J. W.* est ejus Frater & proximus Hæres: Modo ad hanc Curiam venit prædictus *J. W.* Et humillime petiit se admitti Tenentem ad Præmissa: Cui Dominus per Senescallum suum præd. concessit & liberavit inde seisinam per virgam Habendum & Tenendum prædicta

Mesnagium sive Tenementum & omnia & singula alia præmissa cum suis & eorum pertinentiis quibuscumq; præfat. *J. W.* Hereditibus & Assignatis suis de D'no per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et prædictus *J. W.* dat Domino de Fine prout patet, &c. Et admissus est inde Tenens Sed Fidelitas sua respectuatur quousque, &c.

Ac postea sedente Curia tam Custodia corporis ipsius *J. W.* (qui infra Ætatem viginti & unius Annorum jam existit) quam Dispositio prædict. Mesuagii sive Tenementi & Præmissorum fuerunt (ad requisitionem ipsius *J. W.*) commiss. & concess. *P. R.* quousque &c. Et idem *P. R.* admissus fuit Guardianus Et solvit Finem proinde, &c.

*Præsentatio per Homagium de sursumreditione
Conditionali, fore vacua super solutione 35 l.
8 s. infra spac' trium Annorum.*

Ad hanc Curiam compertum fuit & Præsentatum per Homagium prædictum Quod *B. G.* unus Customar. Tenentium hujus Manerii citra ultimam Curiam & ante hanc Curiam (scilicet talibus die & Mense ult. præterit.) sursumreddidit in manus Domini per manus *K. J.* & *C. T.* duorum Tenen. Customar. Manerii illius totum illud Mesuagium sive Tenementum suum Cum Atriis Pomariis Horreis Stabulis & Omnibus aliis Structuris & Ædificiis adinde spectan. Sci-

tuat?

tuat' in S. W. prædicta Et nuncupat. sive
cognit. per nomen de Foine-Meale, &
unum Croftum Pasturæ vocat. D. Croft, ad-
jungen. certis quibusdam Terris modo in
occupatione K. T. vel Assignatorum suorum,
continen. per estimationem unam acram (si-
ve plus sive minus) cum pertinentiis Ad so-
lum proprium Opus & Usus B. T. de &c.
Hæredum & Assign. suorum imperpetuum.
Sub hac tamen conditione, qd' si prædict.
B. G. Hæredes Executores Administratores
vel Assignati sui solvant vel solvi causabunt
prædicto B. T. Executoribus vel Assignatis
suis aut alteri eorum annuatim duran. tribus
annis separales denar. summas postea menti-
onat. apud domum mansionalem ipsius B. T.
situat. in, &c. prædict. ad tales dies, & in
tali modo sequen. videlicet super octavum
diem J. qui fuerit in Anno Domini, &c.
summam triginta & sex solid. legalis Mone-
tæ Angliæ Acetiam super nonum diem J.
qui fuerit in Anno Domini, &c. similem
summam triginta & sex solid. consimilis le-
galis Monetæ Necnon super decimum diem
J. qui fuerit in Anno Domini, &c. summam
triginta & unius librarum & sexdecim soli-
dorum consimilis legalis Monetæ qd' tunc
prædicta sursus redditio fore vacua aut ali-
ter permanere in vigore.

Maner'

Maner'
de S. W.
cum
Membr'

ff. Curia Visus Franci Plegii, cum
Curia Baronis A. B. Armigeri
Domini Manerii prædicti ibidem
tent. in Septimana Paschæ, vi-
delicet die Martis octavo die
Aprilis Anno Regni, &c. Anno
Domini, &c. coram C. D. Gen.
Senescallo ibidem.

Esson. C. T. Miles, P. P. Armig' & S. R.
Gen. Esson' de Communi Essonio.

Juratores pro Domino Rege, cum Ho-
magio ibidem.

C. G.	} Jur'	D. T.	} Jur'	S. R.	} Jur'
R. G.		R. W.		F. T.	
C. D.		W. R.		T. J.	
C. T.		G. T.		W. W.	

Defaltores præsentat' & amerciat. per Jurat'
& Homagium.

Juratores & Homagium prædicta. Præsen-
tant & Amerciant W. J. Gen. B. A.
Gen. & omnes alios Tenentes Customar.
hujus Manerii qui fecerunt defalt. ad com-
parend. ad hanc Curiam ad hunc diem, ad
faciend. eorum separalia sectas & servicia,
ad sex denar. pro quolibet eorundem sepa-
ratim; Ac omnes alii qui sunt Decennar.
hujus Manerii, quilibet eorum Amerciatur
per se separatim ad duos denar. pro consi-
mili defalt. sua.

Præ-

Præsentamenta pro Hospitatione de un Inmate.

Imprimis Juratores prædicti præsentant R. J. pro Hospitatione (Anglice *Keeping*) cujusdam Inquilini (vocat. *an Inmate*) in domo sua.

Pro non Escoriatione fossati.

Item præsentant quoddam Fossatum currens à G. C. in le P. usque ad J. in venella ducen. ad S. N. qd' debet Escoriari per Dominum hujus Manerii, & minime Escoriat. est, ad grave Nocumntum communis alte Regie vie ibidem.

Simile.

Item præsentant C. W. pro non Escoriatione Fossati sui ex altera parte (Anglice *sive*) ejusdem Regie vie (existen' ejusdem longitudinis cum prædicto Fossato ultimo mentionat. pertinen. Domino Manerii) ad grave Nocumntum similiter prædictæ alte Regie vie.

Simile.

Item præsentant prædictum C. W. pro non emundatione (Anglice *not Clearing*) cujusdam Aque-Cursus in quodam Campo suo (vocat. *Armin-Land*) ad grave Nocumntum communis vie pedestris ducen. à Villa de S. W. ad Ecclesiam de S. W. & ad prox. Mercatum ville prædictæ; Et in defectu

Emen-

Emendationis prædictæ Aquæ-Cursus ante Festum Sancti Johannis Baptistæ prox. futuræ amerciant prædictum C. W. ad quinque solidos.

Pro Obstructione cujusdam Aquæ Cursus.

Item præsentant A. W. pro obstructione cujusdam Aquæ Cursus juxta Angulum Domus ejus, ad Nocumentum vie pedestris decem. ad C. G. Et in defectu non Emendationis ejusdem ante Festum Sancti Johannis Baptistæ prox. futuræ. (ut supra dictum est) amerciant ipsum ad quinque solidos.

Pro Inclusionem communis Venellæ.

Item præsentant B. A. Gen. & B. S. pro Inclusionem cujusdam communis Venellæ decem. à quodam Loco (vocat. W.) usque ad quendam Pontem (vocat. P. Bridge) Ratione cujus Terræ tenentes (Anglice *the Landholders*) adinde prope adjungen. impediti sunt (Anglice *are debarred*) de Communis Pasturæ suæ Et perinde in processu temporis idem Passagium possit denegar. & penitus amiss. Et in defectu non aperte jacen. (Anglice *not laying open*) Venellæ prædictæ ante Festum Sancti Johannis Baptistæ prox. futuræ. (sicut prædictum est) amerciant utrumque eorum separatim ad quinque solidos.

Item præsentant B. J. viduam pro successione (Anglice *Felling*) unius Arboris (vocat. a Pollard Ash) crescent. super vastum Domini Manerii prædicti. Ideo prædictæ B. amerciant

and Courts, Baron.

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amerciatur per Homagium prædictum ad
ex solid. & octo denar.

Item præsentant qd' quoddam Heriottum
est debitum Domino hujus Manerii super
obitum K. J. Gen. pro quodam Clauso Ter-
ra (vocat C.) pertinen. Tenemento Custo-
mar. nuper prædicti R. J. defunct. jacen.
prope H. P.

Constabular.

Item E. J. & B. W. electi sunt ad hanc
Cur. per Juratores prædictos in Officium
Constabular. pro Anno sequen. Et ipsi sunt
jur. ad exequend. Officium prædict.

Custodes Bosci.

Item C. D. & W. J. electi sunt ad hanc
Cur. per Juratores prædict. in Officium Cu-
stodum Bosci Domini Manerii prædicti pro
Anno sequen. Et ipsi sunt similiter jur. ad
exequend. Officium prædict.

Custodes Porcorum.

Item H. J. & B. R. electi sunt ad hanc
Curiam per Juratores prædictos in Officium
Custodum Porcorum eun' per & trans, &
depascen. infra Campos hujus Manerii pro
Anno sequen. Et ipsi sunt similiter jur. ad
exequend. Officium prædict.

Gustator

Gustator Cervisie.

Item L. 7. electus est ad hanc Curiam per Juratores prædictos in Officium Gustatoris Cervisie pro Anno sequen. Et ipse est similiter jur' ad exequend. Officium præd.

Communis Finis.

Item Juratores & Homagium prædict. dicunt super Sacramentum suum prædictum Et præsentant qd' ex antiqua consuetudine debetur Domino hujus Manerii pro Comuni Fine i. s. vi d. ad hanc Cur. prolat. & solut. per illos.

Modo de Curia Baronis.

Cum ad Curiam tent. pro Manerio prædicto (talibus die Mense & Anno) R. 7. Gen. admissus fuit Tenens ad unum Mesuagium sive Tenementum Customar. cum pertinentiis jacen. & existen. prope H. P. Unacum Pomariis & Atriis adinde spectan. Ac etiam ad unam Parcellam Terræ Customar. jacen. & existen. super posteriorem partem (Anglice *the Backside*) ejusdem Mesuagii continen. per Estimationem unam acram Necnon ad unam quandam aliam Parcellam Terræ Customar. & Heriotabil. (vocat B.) continen. per Estimationem tres acras Prout per Rotulos Cur. Manerii præd. plenius liquet & apparet. Cumque ad ult.
timam

imam Curiam tent. pro Manerio prædicto
 Compertum fuit & præsentatum per tunc
 Homagium ibidem qd' prædictus R. J. mor-
 tuus erat Et qd' objerat seisit. de prædictis
 Mesuagio & Præmissis Et qd' R. J. fuit
 ejus filius & hæres, & circa Etatem trium
 Annorum: Modo ad hanc Curiam venit
 prædictus R. J. in propria persona sua. Et
 per S. J. Matrem suam petit admitti Te-
 nentem ad prædicta Mesuagium & Præmis-
 sa Cui Dominus per Senescallum suum præ-
 dictum ad hanc Curiam concessit & libera-
 vit inde seisinam per virgam Habendum &
 Tenendum prædicta Mesuagium & Præ-
 missa cum pertinentiis eidem R. J. Hære-
 dibus & Assignatis suis imperpetuum Te-
 nend. de Domino per virgam ad volunta-
 tem Domini secundum consuetudinem Ma-
 nerii per reddit' & servic' inde prius debit'
 & de jure consuet. Et idem R. admissus est
 inde Tenens fecitq; finem Domino pro præ-
 missis Sed fidelitas ejus respectuatur, quo-
 usque, &c.

*S. J. vid. Mater R. J. Infantis, admittitur
 Guardian' ejus.*

Ac postea sedente Curia tam Custodia
 corporis ipsius R. J. Infantis, quam dispo-
 sitio prædictorum Mesuagii sive Tenemen-
 ti & cæterorum premissorum Ac reddit. &
 proficuum inde concess. & commiss. fue-
 runt eidem S. (Matri præfat. R.) quousque
 &c. Et prædicta S. admissa fuit Guardian.
 ipsius R. superinde.

Finis

*Finis sectæ (quæ respectuat' erat per multos
Annos) solut. Domino.*

Ad hanc Curiam venit *W. S.* & solvit Do-
mino pro Fine pro respectuatione sectæ *W.*
H. Fratris ejus xxiv s. pro viginti & quatu-
or annis ult. elaps' Et idem *W. S.* agreavit
solvere Domino xii d. annuatim pro præd.
Fine pro secta respect. per præfat. *W. H.* Et
qd' prædictus *W. H.* comperuit' in propria
persona sua & facerit sectam & servicium
sua Domino hujus Maneril pro Terris &
Tenementis quæ de eo tenuit ad aliquod
tempus ante Festum Sancti Michaelis Arch-
angeli prox' futur' (si tunc superstes est &
in plena vita extiterit)

*Sacrum' præstit' qd. sectator (qui neglexit fac'e
sect' & servic' Domino) est in plena vita.*

Et modo ad hanc Curiam quidam *M. F.*
dixit super Sacramentum suum corporale,
qd' in Mense Aprilis ult' præterit' prædictus
W. H. fuit in plena vita & bona valetudine
(Anglice *Good health*) apud *L.* in Germa-
nia inferiori.

Maner'

Maner' } II. Curia Baronis A. B. Armigeri
de C. } Domini Manerii prædicti ibi-
cum } dem tent' (talibus die Mense &
Membr' } Anno) coram G. W. Armigero
Senescallo ibidem.

Effon' Null' Null' Null' Null'

C. G. } { R. G. } { B. R. }
G. T. } { R. W. } { C. T. }
W. J. } { T. J. } { K. J. }
C. T. } Fur' } Fur' } Fur'

Defaltores.

Imprimis Homagium prædictum Præsentant & Amerciant omnes Tenentes Customar' hujus Manerii qui fecerunt defalt. Comparence ad hanc Curiam ad faciend. sect. & servicia sua ad vid. per eorum quolibet separatim.

Præsentamenta Offensarum.

Item præsentant & amerciant G. F. Mo-
nitorem pro succisione & abscuriatione uni-
us Arboris è Communia ad præjudicium
Domini Manerii prædicti & ejus Tenen. ad
quinque solid.

Item præsentant qd' S. R. nuper præsen-
tat. & amerciat. fuit ad hanc Curiam pro
incrochiatione super vastum Domini Et
quia non exposuit eadem hucusq; Ideo a-
merciant ipsum pro hac tali secunda Offen-
sa ad quinque solid.

(F)

Obin'

Obis' Tenen' Customar.

Item præsentant qd' *A. E.* Junior unus Customar. Tenen. hujus Manerii citra ultimam Curiam tent. pro Manerio prædicto obiit seisit' de quadam minori parcella Terræ Customar. & Heriotabil. continen. per estimationem tres Rodas (sive plus sive minus) jacen. apud Rivolum in *B. S.* Et qd' *D. S.* est ejus Filia & prox. Hæres.

Simile.

Item præsentant etiam qd' *A. W.* unus al. Customar. Tenens Manerii prædicti est similiter mortuus citra ultimam Curiam. Et qd' obiit seisit' de diversis Terris & Tenementis Customariis tent. de hoc Manerio. Et qd. *R. W.* (Frater ejus natu major) est ejus proximus Hæres.

Simile.

Item præsentant qd' *B. S.* Gen' unus alius Tenens Customarius Manerii prædicti citra ultimam Curiam obiit seisitus de quodam Mesuagio (vocat *P.*) & diversis Parcellis Terræ Customariæ & Heriotabilis Acetiam de duobus aliis Mesuagiis sive Tenementis Customariis Ac de diversis aliis Terris Customariis Et qd' *B. S.* ejus Filius natu maximus (qui modo infra Ætatem viginti & unius Annorum existit) ejus Hæres est. Et dicunt qd' ipsi ignorant qd' præfat. defunct. habuit

habuit aliquod Animal vivens (Anglice
quick Cattel) tempore mortis suæ.

*Sursumredditio per W. H. Ten'torum suorum
Customar. ad usum Testi' & ult. voluntat. in
scriptis ipsius W. & tal' person' & eorum
sive ejus Hared' quibus vel cui ipse devisa-
ret eadem.*

Item compertum est & præsentatum per
Homagium prædictum quod *W. H. Gen'*
unus Customar. Tenens hujus Manerii citra
ultimam Curiam & ante hanc Curiam (sci-
licet talibus die Mense & Anno) sursumred-
didit extra Curiam in manus Domini Ma-
nerii prædicti per manus & acceptationem
D. T. & R. G. duorum Customar. Tenen. e-
jusdem Manerii in præsentia *S. J. Genero-*
si stantis in loco Ballivi Domini Manerii
prædicti Totum illud ejus Mesuagium sive
Tenementum & duas acras Terræ Custo-
mar. cum pertinentiis ten. de Manerio
prædicto Et quæ modo sunt vel aliquando
fuerunt vocat. *P.* Ac totum illud Mesuagi-
um sive Tenementum Customar. & decem
acras Terræ Customariæ & Heriotabilis in
H. aliquando vocat. *H. H.* Necnon totum
illud aliud Customar. Mesuagium sive Te-
nementum cum decem acris Terræ Prati
& Pasturæ Heriotabil. cum pertinentiis ja-
cen' versus quendam Montem (vocat. *W.*
Mill Hill) aliquando *J. A.* Acetiam totum
illud Mesuagium sive Tenementum Custo-
mar. & trigintâ acras Terræ Prati & Pastu-
ræ Heriotabil. cum pertinentiis (vocat. *P 2*)
Knights)

Knights) Omnia que quidem Mesuagia sive Tenementa Terræ Hereditamenta & Præmissa sunt situat. jacen. & existen. infra Manerium prædictum & tenentur de eodem Manerio Acetiam omnia alia Customaria sua Terras Tenementa & Hæreditamenta quecumque tenta de Manerio prædicto ad Opus & Usus Testamenti & ultime voluntatis in scriptis ipsius *W. H.* & talium Personarum sive talis persone & eorum sive ejus Hæred. quibus vel cui idem *W. H.* per talia Testamentum sive ultimam voluntatem sua devisaret eadem.

Præsentatio per Homagium de Admissione A. W. ad certa Ten'ta Customar' preantea fact' & de obitu suo citra ult' Cur' & de admissione prox' Hæredis sui ad præmissa in feodo secundum Cons. Manerii.

Cum ad Curiam tent' pro Manerio prædicto super vicesimum septimum diem Aprilis Anno, &c. *A. W.* admissus fuit Tenens ad quoddam Cotagium & unam acram Terræ (vocat. *N.*) Cumque ad hanc Curiam compertum existit & præsentatum per Homagium ibidem Qd' citra ultimam Curiam prædictus *A. W.* mortuus est Et quod *R. W.* est ejus Frater & proximus Hæres Modo ad hanc Curiam in propria persona sua venit præfat' *R. W.* Et humiliter petiit se admitti Tenentem ad Præmissa Cui Dominus per Senescallum suum prædictum concessit & liberavit ei seisinam inde per virgam Habendum & Tenendum prædict.

Cota.

Cotagium & unam acram Terræ cum pertinenciis præfat. R. W. Hæredibus & Assignatis suis de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servicia inde prius debet. & de jure consuet. Et idem R. admissus est inde Tenens Et solvit Domino proinde Finem, &c.

Simile. De admissione præfat. A. W. ad alia Ten'ta Customar. præantea fact. & de obitu suo citra ult. Cur. sine exit. de corpore suo, & qd. R. W. est ejus Frater & prox. Hæres, qui admittitur ad præmissa in feodo. Et postea sursumreddidit præmissa cuidam G. P. in feodo, qui similiter admissus est Tenens.

Cum ad Curiam rent. pro Manerio prædicto quinto die Aprilis Anno Domini, &c. supranominatus A. W. similiter admissus fuit Tenens ad unum Cotagium & novem acras Terræ (vocat. H.) jacen. & existen. apud quendam Locum (vocat. H. G.) Modo compertum & præsentarum existit per Homagium ad hanc Curiam qd. prædictus A. citra ultimam Curiam obiit sine Exit. de corpore suo Et qd. R. W. est ejus Frater & proximus Hæres. Modo ad hanc Curiam in propria persona sua venit prædict. R. W. Et petit se admitti Tenentem ad Præmissa ult. mentionat. Cui Dominus hujus Manerii per Senescallum suum prædictum ad hanc Curiam concessit inde seisinam per virgam Habendum & Tenendum prædict. Cotagium & novem acras Terræ cum pertinenciis

ipsi eidem *R. W.* Hæredibus & Assignatis suis de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servicia inde prius debet. & de jure consuet. Et idem *R.* admissus fuit inde Tenens Et solvit Domino de Fine proinde prout patet, &c. Ac postea & ad hanc Curiam prædictus *R. W.* sursum reddidit in manus Dⁿⁱ Manerii prædicti per manus Senescalli præd. (stantis in loco Ballivi Domini prædicti) Totum illud Cotagium & novem acras Terræ supramentionat. cum pertinentiis, ad Opus & Usum *G. P.* de, &c. Hæredum & Assignatorum suorum. Et modo ad hanc Curiam in propria persona sua venit idem *G. P.* & humillime petit se admitti Tenentem ad præmissa prædicta sic ei ut præfertur ult. sursum reddit. cum pertinentiis Cui Dominus per Senescallum suum prædict. ad hanc Curiam concessit & liberavit Seisinam inde per virgam Habendum & Tenendum prædicta Cotagium & omnia & singula alia & cætera Præmissa cum suis & eorum cujuscunque pertinentiis præfat. *G. P.* Hæredibus & Assignatis suis imperpetuum, de Domino hujus Manerii per virgam, ad voluntatem Domini Manerii prædicti secundum consuetudinem Manerii illius, per reddit. & servicia inde prius debet. & de jure consuet. Et idem *G.* solvit Domino Finem pro Præmissis prout patet, &c. Fecitq; proinde Fidelitatem suam Et admissus est inde Tenens, &c.

Similia

*Similis Præsentatio per Homagium de eodem
A. W. conc'nen' al' ten'ta Customar.*

Cum ad Curiam tent. pro eodem Manerio decimo die Aprilis Anno Regni, &c. prædictus *A. W.* admissus fuit Tenens ad unum Cotagium Customarium cum pertinentiis tent. de Manerio prædicto Modo ad hanc Curiam compertum & præsentatum existit per Homagium ibidem. Qd. prædict. *A. W.* obiit citra ultimam Curiam inde seisisus, Et qd. *R. W.* est ejus Frater & proximus Hæres super quo ad hanc Curiam venit prædictus *R.* in propria persona sua Et petit se admitti inde Tenentem Cui Dominus Manerii prædicti per Senescallum suum prædictum ad hanc Curiam concessit & libera- vit inde seisinam per virgam Habendum & Tenendum prædictum Cotagium cum pertinentiis præfat. *R. VV.* Hæredibus & Assignatis suis imperpetuum, de Domino per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servicia inde prius debet. & de jure consuet. Et prædict. *R.* solvit Domino de Fine prout pater, &c. Et admissus est inde Tenens, &c.

*Similis Præsentatio per Homagium de eodem
A. W. conc'nen' alia tenta Customar.*

Cumq; ad Curiam tent. pro hoc Manerio decimo sexto die Octobris Anno Regni, &c. præd. *A. VV.* admiss. fuit Tenens ad unum

(F 4)

Mesu-

Mesuagium sive Tenementum Customarium
 & Heriotabile, simulcum Horreis Stabulis
 Ædificiis Pomariis & Gardinis adinde spe-
 ctan. cum pertinenciis Et ad duas parcellas
 prati & pasturæ eidem Mesuagio pertinen.
 continen. per estimationem tres acras (plus
 vel minus) Omnia quæ quidem Præmissa
 sunt jacen. & existen. ad vel prope quen-
 dam locum communiter cognit. sive nuncu-
 pat. per nomen de *H. H.* Modo ad hanc
 Curiam compertum & præsentatum existit
 per Homagium ibidem, qd. præfat. *A. VV.*
 obiit citra ultimam Curiam de Præmissis lei-
 situs Quodq; *R. VV.* est ejus Frater & proxi-
 mus Hæres Super quo venit prædictus *R.*
 existens hic in Curia præsens Et humiliter
 petit se admitti adinde Tenentem Cui Do-
 minus hujus Manerii per Senescallum suum
 prædict. ad hanc Curiam concessit & libera-
 vit inde leisinam per virgam Habendum &
 Tenendum prædictum Mesuagium sive Te-
 nementum simulcum prædictis duabus Par-
 cellis prati & pasturæ eidem Mesuagio per-
 tinen. & omnia & singula cætera Præmissa
 superius ult. mentionat. cum suis & eorum
 cujuslibet pertinentiis eidem *R. VV.* Hæredi-
 bus & Assignatis suis imperpetuum, de *D'no*
 per virgam, ad voluntatem *D'ni* secundum
 consuetudinem Manerii prædicti, per red-
 dit. & servicia inde prius debet, & de jure
 consuet. Et prædictus *R.* solvit Domino Fi-
 nem pro Præmissis prout patet, &c. Fecitq;
 Fidelitatem Et admissus est inde Tenens,
 &c.

Similis

*Similis Præsentatio per Homagium de admissi-
one cuiusdam B. W. ad Ten'ta Customar'
præantes fact' ac de sursumredditione eorun-
dem cuidam G. T. acetiam de admissione sua
ad præmissa secundum Conf. Manerii.*

Cum ad Curiam tent. pro Manerio præ-
dicto vicesimo octavo die Octobris Anno
Domini, &c. B. VV. admissus fuit Tenens
sibi & Hæredibus suis ad unum Mesuagium
sive Tenementum cum pertinentiis situat'
in quodam Vico communiter vocat. C. G.
Modo ad hanc Curiam compertum & præ-
sentatum est per Homagium ibidem, quod
prædictus B. VV. citra ultimam Curiam, vi-
delicet vicesimo octavo die Martii Anno
Domini, &c. Sursumreddidit in manus Do-
mini per manus P. J. (stantis in loco Bal-
livi Domini Manerii prædicti) ac in præ-
sentia C. G. & B. R. duorum Customariorum
Tenentium Manerii prædicti Totum illud
suum Mesuagium sive Tenementum cum
pertinentiis Ad opus & Usus G. T. Senio-
ris Generosi Hæredum & Assignatorum suo-
rum imperpetuum Ac superinde, & ad hanc
Curiam venit prædict. G. T. in propria per-
sona sua, & petit se admitti Tenentem ad-
inde. Cui Dominus, per Senescallum suum
prædictum, ad hanc Curiam concessit & li-
beravit inde seisinam per virgam Habendum
& Tenendum prædictum Mesuagium sive
Tenementum cum pertinentiis sibi præfat.
G. T. Hæredibus & Assignatis suis imperpe-
tuum, de Domino per virgam, ad volun-
tatem

tatem Domini, secundum consuetudinem Manerii prædicti, Per reddit. & servicia inde prius debit. & de jure consuet. Et idem G. solvit Domino de Fine proinde prout patet, &c. Fecitque Fidelitatem Et admissus est inde Tenens, &c.

Similis Præsentatio per Homagium de admissione cujusdam A. E. ad ten'ta customar' prædicta fact' de obitu ejus citra ult. Cur' ac qd D. E. est ejus Filia & proxima Hæres, ac citra Ætatem duorum Annorum, quæ per S. R. Attorn. suum petit admitti Ten'tem ad præmissa, Et Custod. Infantis committitur D. E. Sen. Matri suæ, Quæ admissa est inde Tenens.

Cum ad Curiam tent. pro Manerio prædicto octavo die Maii Anno Regni, &c. A. E. admissus fuit Tenens sibi & Hæredibus suis ad tres Rodas Prati jacen' juxta quendam Rivolum vocat. *le Brock*, in quodam loco vocat. *Brookstreet* Et circum inclus. (Anglice *inviron'd*) cum Rivulo prædicto, & cum quibusdam terris (vocat. *le Vicaridge-Ground*) Modo ad hanc Curiam comperum & præsentatum est per Homagium ibidem qd. citra ultimam Curiam prædictus A. obiit inde seisir. Et quod eadem Præmissa sunt Heriotabil. Quodq; D. E. est ejus Filia & proxima Hæres, ac circa Ætatem duorum Annorum Super quo ad hanc Curiam venit prædict. D. E. per S. R. Attornatum suum, Et petiit se admitti Tenentem ad Præmissa prædicta cum pertinenciis Cui
D'nus

D'nus per Senescallum suum prædict. concessit & liberavit inde seisinam per virgam Habend. & Tenend. prædict. tres Rodas prati cum pertinentiis sibi ipsi præfat. D. & Hæredibus suis, de Domino per virgam, ad voluntatem Domini, secundum consuetudinem Manerii prædicti, per reddit. & servicia inde prius debet. & de jure consuet. Et prædict. D. solvit D'no de Fine proinde prout pater, &c. Et admissa est inde Tenens Et postea ad istam eandem Curiam tam Custod. & Gubernatio ejusdem D. (quæ infra Ætatem existit) quàm Dispositio prædict. trium acrarum prati cum pertinentiis concess. & commiss. fuerunt D. E. Marti dictæ Infantis quousq; &c. Et prædict. D. E. Sen. est admiss. inde Tenens, &c.

Similis Præsentatio per Homagium de admissione A. P. ad certa ten'ta customar. & de obitu præd. A. longo tempore ante hanc Cur. Et quod W. P. est ejus Filius & prox. Hæres, qui cum Maria Uxore ejus admissi sunt inde Tenen. in feodo sibi & Hæredibus prædicti W.

Cumq; ad hanc Curiam compertum & præsentatum existit per Homagium ibidem, quod A. P. fuit admissus Tenens ad quoddam Cotagium & dimidium unius acræ Terræ customar. jacen. & existen. super VV. S. Et quod prædictus A. obiit longo tempore ante hanc Curiam Quodq; VV. P. est ejus Filius & proximus Hæres. Modo ad hanc Curiam ven. prædict. VV. & M. Uxor ejus
in

in propriis personis suis Et humillime petierunt de Domino se admitti Tenentes inde, Habendum sibi præfat. *W. P. & M. Uxori ejus, & Hæredibus ipsius W. Quibus quidem W. & M. Dominus per Senescallum suum prædict. concessit & liberavit inde seisinam per virgam; Habend. & Tenend. prædict. Cotagium & dimidium acrae Terræ cum pertinentiis eidem W. & M. Uxori ejus & Hæredibus ipsius W. de Domino per virgam, ad voluntatem Domini, secundum consuetudinem Manerii prædicti, per reddit. & servic. inde prius debit. & de jure consuet. Et idem W. solvit Domino pro Fine prout patet, &c. Fecitque Fidelitatem suam Et prædicti W. & M. admissi sunt inde Tenentes, &c.*

Maner' } ff. Curia Baronis specialis A. B. Armigeri Domini Manerii prædicti
de S. --- }
cum } ibidem tent' vicefimo quarto die
Membr' } Februarii Anno Regni, &c. Annoq; Dom. &c. coram C. D. Armig'o Senescallo ibidem.

Homagium ibidem.

G. C. Gen	} Jur'		T. C.	} Jur'
T. G.			&	
G. R.			T. D.	

Præsentatio per Homagium de admissione quorundam T. H. Clerici, & F. H. in Medicinis Doctoris, & J. Uxoris ejus ad c'ta Tenementa customar. pro vitis ipsorum T. F. &

& J. & vita eorum alius diutius viven.
 Ac de sursumrestitutione ad aliam Cur. per
 dictum T. Reversionis præmissorum post de-
 cessus præd. T. F. & J. ad usum S. tunc Ux-
 oris ipsius T. & Assign. suor. pro vita sua
 Necnon de admissione dictæ S. ad præmissa.
 Quodq; præd. T. ad al. Cur. sursumreddidit
 præmissa ad usum ult. voluntatis suæ Et de-
 claravit per eandem qd. E. H. tunc Uxor
 ejus haberet præmissa sibi & Hæred. suis
 imperpetuum, Quæ admittitur inde Tenens.

CUM ad Curiam tent. pro hoc Manerio
 tertio die Octobris Anno, &c. T. H.
 Clericus, & F. H. in Medicinis Doctor, &
 J. Uxor ejus admissi fuerunt Tenentes ad
 unum Croftum Terræ (continens per Esti-
 mationem novem acras) jacen. in E. H. Ac
 ad unum aliud Croftum Terræ (continens
 per estimationem quatuor acras) vocat. P.
 Heriotabil. Necnon ad septem acras Terræ
 (per estimationem) jacen. in H. (vocat. K.)
 Heriotabil. (Existen. parcell. undecim acra-
 rum Terræ ibidem vocat K.) Ac etiam ad
 unum aliud Croftum Terræ jacens prope
 L. S. continens per estimationem quatuor
 acras (vocat. S.) Heriotabil. Habend. & Te-
 nend. prædict. Mesuagium & Præmissa ad
 usum prædictorum T. F. & J. ad Terminum
 vitarum ipsorum T. F. & J. ac vitæ eorum
 alterius diutius viven. Remanere inde Hæ-
 redibus prædicti T. Cumq; ad aliam Curiam
 tent. pro hoc Manerio tricesimo die Sep-
 tembris Anno Domini, &c. prædictus T.
 sursumreddidit in manus tunc Domini hujus
 Manerii

Manerii per manus tunc Senescalli sui Reversionem prædict. Mesuag. & omnium aliorum Præmissor' immediate post decessus ipsorum *T. F. & J.* Ad Usus *S.* tunc Uxor ipsius *T.* & Assignatorum suorum, durante vita sua Quæ quidem *S.* inde admissa fuit. Cumq; etiam ad aliam Curiam tent. pro hoc Manerio octavo die Maii Anno Domini, &c. prædictus *T.* sursumreddidit eadem præmissa Ad Usus Testamenti & ultimæ voluntatis suorum in scriptis Prouit in & per separalia Rotula earundem Curiarum superius mentionat. plenius liquet & apparet. Modo ad hanc Curiam compertum & præsentatum existit per Homagium ibidem, qd. præfat. *T. H.* citra ultimam & ante hanc Curiam obiit. Quodque super ejus mortem acciderint tria Heriota debet Domino hujus Manerii. Compertum est etiam per Homagium prædictum qd. prædict. *S. & F. & J.* omnes obierunt ante prædict. *T.* Et insuper compertum est per idem Homagium, qd. prædictus *T.* per Testamentum & ultimam voluntatem sua in scriptis (hic in Cur. prolat.) sub manu & sigillo prædicti *T.* geren. dat. tertio decimo die Augusti Anno Domini, &c. Dedit & legavit prædicta Mesuag. & Præmissa prout sequitur in hiis Anglicanis verbis sequen: videl't.

"Whereas I have heretofore surrendred
 "all my Copy-hold Lands, Tenements
 "and Hereditaments, lying within the
 "Mannors of *D. H.* and *S. W.* in the Countie
 "of, &c. to such Uses, Intents, and Purposes,
 "as by my last Will and Testament
 "should

" should be expressed, limited and decla-
 " red, as by the several and respective Sur-
 " renders thereof, and Copies of the Court-
 " Rolls of the said several Mannors, may
 " appear. Now I do, by this my last Will
 " and Testament, express, limit, and de-
 " clare, That the said several Surrenders of
 " my said Copy-hold Lands, shall be to the
 " Use and Behoof of my dear Wife *E. H.*
 " her Heirs and Assigns for ever. And my
 " Mind and Will is, That she shall have the
 " said Lands and Premises to her, her
 " Heirs and Assigns for ever. Et eadem
 " *E. H.* existens hic in Curia præsens (Et
 " producens hic eadem Testamentum & ul-
 " timam voluntatem ejusdem nuper viri sui ut
 " prædictum est) petit se admitti Tenentem
 " ad Mesuagium & cætera præmissa prædicta
 " Cui Dominus Manerii prædicti per Senes-
 " callum suum prædictum, ad hanc Curiam
 " concessit & liberavit inde seisinam per vir-
 " gam Habendum & Tenendum prædicta
 " Mesuagium & cætera omnia & singula Præ-
 " missa cum pertinenciis præfat. *E. H.* Hære-
 " dibus & Assignatis suis imperpetuum de Do-
 " mino per virgam, ad voluntatem Domini
 " secundum consuetudinem Manerii prædicti
 " per reddit. & servicia inde prius debet. & de
 " jure consuet. Et eadem *E. H.* solvit Do-
 " mino de Fine pro admissione sua Præmissis in-
 " de habend. triginta & quinque libras Ster-
 " lingorum, Fecitque Fidelitatem suam Et
 " admissa est inde Tenens, &c.

Maner²

Maner' } ff. Curia Visus Franci Plegii, cum
 de S. W. } Curia Baronis A. B. Armigeri
 cum } Domini Manerii præd. tent. die
 Membr' } Martis tertiodécimo die Aprilis
 Anno Domini, &c. coram W. G.
 Armigero, Sēdēscallo ibidem.

Esſon. C. T. Miles, S. R. Gen. & G. J. Gen.

Juratores & Homagium ibidem.

C. G. Gen.	{ fur' }	{ C. T. }	{ fur' }	{ A. R. }	{ jur' }
G. T. Gen.		{ R. G. }		{ T. J. }	
W. J. Gen.		{ D. T. }		{ C. W. }	
C. D.		{ W. R. }		{ W. W. }	
R. W.		{ G. P. }		{ P. H. }	

Præsentamenta Juratorum.

Imprimis præsentant communem Finem
 solvend. Domino Manerii fore i s. vi d.
 quem ipsi hic in Cūr. obtulerunt.

*Prima Proclamatio pro Hærede ad veniend. in
 Cūr' fore admiss. ad tenementa Customar' &
 discens. per mortem patris sui.*

Item præsentant qd' R. J. unus Custo-
 mar. Tenen. hujus Manerii citra ultimam
 Curiam obiit seiscitus de uno Customar. Co-
 tagio & Pomario situat. infra Manerium
 prædict. Et quia nullus ven. adinde fore ad-
 mittend. Ideo prima Proclamatio facta fuit
 &c.

Sursum

*Sursumredditio R. A. conditionalis solvendi 40 l.
infra certum terminum ventur.*

Ad hanc Cur. Homag. præsentant quod
R. A. unus Customar. tenen. hujus Manerii
citra ultimam Curiam & ante hanc Curiam
scilicet tertio decimo die Aprilis Anno Do-
mini millimo. sexcentesimo sexagesimo no-
no sursumreddidit in manus Domini Ma-
nerii prædicti per manus W. D. (loco Bal-
livi Domini in præsentia J. V. & J. C. duo-
rum Customar. tenen. hujus Manerii id
testan.) secundum consuetud. Manerii præ-
dicti totum illud Customar. Mesuagium sive
tenentum cum extradomibus Ædificiis Stru-
ctur. Atriis Horreis Gardinis & una acra
terræ Customar. plus sive minus cum omni-
bus & singulis suis pertin. eidem spectan.
prout sunt situat. jacen. & existen. prope
East-Howegate infra Manerium prædictum
modo in tenura & occupatione R. J. sive
Assign. suorum. Ad Opus & Usus J. S. de
D. in Com. Essex, Blacksmith, Hæred. &
Assign. suorum imperpetuum Proviso semper
& sub hanc Conditionem quod si prædictus
R. A. Hæred. Executores Administratores
sive Assign. sui solvant seu solvi faciant præ-
fat. J. S. Executoribus Administratoribus
sive Assign. suis plenam summam quadra-
gint. librarum & octo solidorum bone & le-
galis monet' Anglie in vel super quartum
decimum diem Octob. proxime sequen. sur-
sumredditio. prædict. ad Domum man-
cionalem ipsius J. S. situat. in D. prædict.
(G) absque

absque fraude sive ulteriori dil'one qd. tunc sursumredditio prædicta foret vacua & nullius effectus alit. remaneret in plenis robore & effectu.

Sursumredditio J. B. cuidam J. C. super Condition' solvendi c'tam denar. summam ad c'tum diem jam futur.

Ad hanc Cur. Homag. præsent. qd. J. B. unus Customar. tenen. hujus Manerii citra ultimam Cur. & ante hanc Curiam scilicet tertiodecimo die Aprilis Anno Domini millesimo sexcentesimo sexagesimo nono sursumreddidit in manus Domini Manerii per manus W. D. (loco Ballivi Domini ac in præsentia J. V. & R. A. duorum Customar. tenen. hujus Manerii id testan.) secundum consuetud. Manerii prædict. Totum illud Customar. Mesuag. sive ten'tum coit. vocat. sive cogn. per no'en de Webbs cum omnibus domibus extra-domibus horreis stabulis atriis hortis gardinis & duobus Clausis sive Croftis terræ Customar. continen. per estimationem quatuor acr. plus sive minus Heriotabil. cum suis & eorum quibuscumque pertin. situat. in S. prædict. & modo in tenura T. D. sive Assign. suorum Ad opus & usum J. C. de N. in Com. Essex. Hæred. & Assign. suorum imperpetuum Proviso semper quod si prædict. J. C. Hæredes Executores vel Administratores sui solvant seu solvi fac' præfat. J. C. Executoribus Administratoribus sive Assign. suis plenam summam nonaginta librarum novem solidorum & duorum denar. bone

bone & legalis monetæ Angliæ in vel super
quartum decimum diem Octobris proxime
sequen. sursumreddition. præd. ad Doumm
manconalem prædicti J. C. situat. in N.
prædict. quod tunc sursumreddictio prædicta
foret vacua aliter remaneret in plenis ro-
bore & effectu, &c.

*Admissio A. W. & Uxor. in Tallio ad Ten'ta
Customar. ei devisat. per H. W. Gen.*

Ad hanc Cur. Homag. præsent. qd. *H. W.*
Gen. nuper unus Customar. Tenen. hujus
Manerii ac unus Filiorum *J. W.* Senioris de
M. in Com. Essex. Armigeri, & unus Ne-
potum *A. W.* Gen. Fratris dicti *J. W.* citra
ultimam Curiam & ante hanc Curiam obiit
seisit. de Diversis Customar. Ten'tis tent. de
D'no hujus Manerii per virgam ad volun-
tatem Domini secundum consuetudinem
Manerii prædicti Et quod prædictus *H. W.*
ante obitum suum sursumreddidit omnia &
singula ten'ta sua præd. in manus D'ni Maner.
prædicti Ad opus & usum testamenti & ult.
voluntatis suæ Qdq; ante obitum suum sci-
licet primo die Septembris Anno D'ni mil-
limo sexcentesimo sexagesimo quinto præ-
dictus *H. W.* condidit testamentum & ult.
voluntatem suam in scriptis & per eandem
voluntatem devisavit omnia ten'ta sua Cu-
stomar. in hiis Anglicanis verbis sequen. vi-
delicet, "*Imprimis, I do hereby devise and*
"*bequeath unto A. W. one of the Sons of*
"*the said J. W. the Elder, and one of my*
"*Brothers by J. the Wife and Relict of*
"*the said J. W. the Elder, All that my cu-*
(G 2) "*stomary*

"ustomary Mesuage or Tenement, and two
 "Acres of Land, with the Appurtenances
 "holden of the Mannor of S. in the Coun-
 "ty of *Essex*, which are, or sometimes were,
 "called Painters. And also all that my other
 "customary Tenement, and ten Acres of
 "Land Meadow and Pasture, with the
 "Appurtenances lying towards *Weald mill*
 "*Hill*, sometimes *J. A.* holden of the said
 "Mannor of S. And also all that my cu-
 "stomary Tenement, and ten Acres of
 "Land lying in *Howgate*, sometimes called
 "*Howgates*, held likewise of the said Man-
 "nor of S. And also all that my custo-
 "mory Mesuage or Tenement, and
 "thirty Acres of Land, Meadow and Pa-
 "sture, with the Appurtenances, called
 "*Knights*, holden of the said Mannor of S.
 "And also all other my Copy-hold and Free-
 "hold Lands, Tenements and Heredita-
 "ments whatsoever, situate, lying and be-
 "ing in the Parish of S. or elsewhere in
 "the County of *Essex*. All which said
 "Copy-hold Lands, Tenements, and He-
 "reditaments, with the Appurtenances, I
 "have heretofore surrendred into the
 "hands of the Lord of the Mannor of S.
 "aforesaid, to the use of my last Will and
 "Testament; To have and to hold all and
 "singular the said customary Mesuages,
 "Lands, Tenements, and Hereditaments.
 "And also the said Free hold Lands, Te-
 "nements and Hereditaments unto the said
 "*A. W.* his Heirs and Assigns for ever.
 Prout per testamentum prædictum in scrip-
 tis

tis hic in Cur. prolat. plenius liquet. Super quo prædictus *A.* præsens hic in Curia cum *J.* Uxore ejus humilime pet. quod ipse & Ux. ejus admittantur tenen. ad separalia Customar. tenementa præd. cum pertinentiis sibi & Hæredibus de corpore ipsius *A.* super corpus prædictæ *J.* procreat. & pro defect. tal. exit. remanere inde rectis Hæredibus ipsius *A.* imperpetuum Quibus quidem *A.* & *J.* Dominus per Senescallum concessit inde seisinam per virgam Habend. & Tenend. separalia ten'ta præd. cum pertinentiis præfat. *A. W.* & *J.* & Hæredibus de corpore ipsius *A.* super corpus prædictæ *J.* procreat. Et pro defectu talis exit. remanere inde rectis Hæredibus ipsius *A.* imperpetuum per virgam ad voluntatem Domini secundum consuet. Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et dat. D'no de Fine, &c. admissi sunt inde tenen. Et prædict. *A.* fec' fidel. &c.

W. W. amerciat. per Homag. quia succidit quinque Alnos in Mora de *S.* ad unum solid.

Quilibet Tenens hujus Manerii qui non comperuit ad hanc Cur. amerciat. est per Homag. ad sex denar.

Maner' } ff. Cur. Baronis W. S. Milit' Do-
 de S--- } mini Manerii præd. ibidem teni'
 duodecimo die Octobris Anno Reg-
 ni, &c. coram S. W. Gen. Depu-
 tat' Senescallo (pro hac vice)
 J. S. Gen. Senescalli ibidem.

Effon. ff. M. P. Arm' G. L. J. S. S. M. W. H.
 quilibet eorum Effoniat' de co'i Effon.

Homagium.

T. G. Gen.	} Jur'	} W. C.	} Jur'		
P. G. Gen.				} J. W.	
J. A. Gen.					} &
J. S.					

Obit' J. C.

AD hanc Cur. Homag. præsent. qd.
 J. C. nuper unus Customar. tenen.
 hujus Manerii qui tenuit sibi & Hæredib.
 suis de Domino per virgam ad voluntatem
 D'ni secundum consuet. Manerii prædict.
 unum Mesuagium & quatuor acras terræ
 cum pertin. Heriotabil. citra ultimam Cur.
 & ante hanc Curiam obiit inde seit. unde
 accidit D'no unum Heriot. Ac qd. J. C.
 ætatis quatuor Annorum est ejus Filius &
 prox. Hæres qui licet primo solempnit ex-
 æt. fuit ad comparend. in Cur. admitti te-
 nen. ad tenementa prædicta cum pertinen-
 tiis non comperuit Ideo ejus prima defalt.
 Recordatur, &c.

Item

Item Homag. præsent. quod ostium de Howhatch, Anglice *Howhatch Gate*, reparari debet per D'num hujus Manerii vel per ordinem ejus.

Item Homag. præsent. qd. quidam Pons pedestris infra Porohers reparari debet per Dominum hujus Manerii vel ordinem ejus.

Ad hanc Cur. *T. B.* Filius & Hæres *T. B.* nuper unus Customar. tenen. hujus Manerii tercio solempnit exact. fuit ad comparend. in Cur. & admitti tenen. ad tenementa cum pertin. de quibus prædict. *T. B.* Pater ejus obiit seisisit. & non comperuit Ideo ejus tertia defalta recordatur. Et præcept. est Ballivo quod seisire fac. ten'ta prædicta cum pertin. in manus Domini ut Domino forisfact. &c.

Maner' } ff. Cur' Baronis *W. S. Militis D'ni*
de S--- } *Regis servien' ad legem ibidem*
ten't coram J. S. Gen. Senescallo
ibidem.

Esson. W. S. W. W. G. G. Quilibet eorum
Esson. de Communi Esson.

Defaltores.

A. B. Miles. M. P. Armig' R. S. Gen' S. B.
Gen. A. B. Gen. T. B. D. A. R. B. T. C.
A. W. Gen. W. H. D. C. T. D. F. C. H. V.
P. G. H. S. H. P. J. K. Quilibet eorum
quia non comperuit ad hanc Curiam amer-
ciat' est ad sex denar.

(G 4)

Homa-

Homagium.

T. G.	}	<i>Jur'</i>	}	G. R.	<i>Jur'</i>
J. W.				R. A.	
J. T.				W. C.	
N. M.				W. R.	
J. V.				&	
J. C.				T. A.	

Obit' A. T.

AD hanc Cur. Homag. præsent. quod *A. T.* nuper unus Customar. Tenen. hujus Manerii qui tenuit sibi & Hæredibus suis de D'no hujus Manerii un' Customar. Mesuag. sive ten'tum & quinq; acras terræ cum pertin. vocat. *Cleerlocks*, citra ultimam Curiam & ante hanc Curiam obiit inde seifit. Et qd. *E. T.* est ejus Filius & proximus Hæres Qui præsens hic in Cur. humilime pet. de Domino admitti tenen. ad ten. prædicta cum pertin. Cui Dominus per Senescallum concessit & liberavit inde seifinam per virgam Habend. & tenend. ten'ta prædict. cum pertin. præfat. *E.* & Hæredibus suis imperpetuum ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debit. & de jure consuet. Et dat. Domino de Fine, &c. admiss. est inde Tenens Et fec. fidelitat. &c.

Sursum

Sursumredditio R. P. ad usum testi.

Ad hanc Cur. R. P. unus Customar. tenen. hujus Manerii sursumreddidit in manus Domini per manus & acceptionem Senescalli Cur. prædictæ unum Mesuagium & sex acras terræ cum pertin. situat. in *Coxtie Green* in occupatione J. R. Ad opus & usum testamenti & ultime voluntatis suæ in scriptis & talis persone & talium personarum & Hæred. suorum qual. per prædict. Testament. & ultimam voluntatem suam forent limitat. & appunctuat. &c.

Admissio J. C.

Ad hanc Curiam J. C. de N. in Com. Essex, Yeoman, in propria persona sua ven. & humilime pet. de Domino admitti tenen. ad unum Customar. Mesuagium sive tene-mentum cognit. per nomen de W. & ad duo Clausa terræ Customar. cum pertin. continen. per estimationem quatuor acras sive plus sive minus sibi nuper sorsfact. Cui Dominus per Senescallum concessit & liberavit inde seisinam per virgam Habend. & tenend. præfat. J. C. Hæredibus & Assign. suis imperpm' per virgam ad voluntatem Domini secundum consuetud. Manerii prædicti per reddit. & servic. inde prius debit. & de jure consuet. Et dat. Domino de Fine, &c. admissus est inde tenens Et sec. fidelitat. &c.

Admissio

Admissio M. H. viduæ.

Ad hanc Curiam T. B. licet secundum consuetud. Manerii præd. tertio solempnit. exact. ad comparend. in Cur. & admitti tenen. ad unum Customar. Mesuagium & sexdecim acras terræ cum pertin. vocat. Wig. gile non ven. sed defalt. fec. Ideo ejus tertia defalta super tertiam Proclamationem Recordatur. Et super hoc ven. hic in Cur. *M. H. vidua* Et humilime per. se admitti tenen. ad tenementa prædict. cum pertinen. sibi forisfact. pro non solucione ducentarum & decem librarum legalis monetæ Angliæ ad diem jam præterit. Cui Dominus per Senescallum concessit & liberavit inde seisinam per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et dat. Domino de Fine, &c. admissus est inde tenens & fec. fidelitat. &c.

Sursumredditio R. A. ad usum J. S.

Ad hanc Curiam R. A. unus Customariorum tenentium hujus Manerii citra ultimam Curiam & ante hanc Cur. scilicet vicesimo primo die Octobris ult. præterit. sursumreddidit in manus Domini hujus Manerii per manus W. D. (loco Ballivi Domini in præsentia G. R. & J. V. duorum Customar. tenen. hujus Manerii id testan.) secundum consuet. Manerii prædicti Tor' illud Customar.

Homar. Mesuag. sive ten'tum & unam acram terræ Customar. situat. & existen. prope East Howgate, per Pilgrims Hatch, in tenura H. I. sive Assign. suorum Ad opus & usum J. S. de S. O. in Com. Essex, Blacksmith, Hæred. & Assign. suorum imperpetuum Super quo prædictus J. S. præsens hic in Cur. humillime per. se admitti Tenen. ad ten'ta prædicta cum pertin. Cui Dominus per Senescallum concessit & liberavit inde seisinam per virgam Habend. & Tenend. sibi Hæredibus & Assign. suis per virgam ad voluntatem Domini secundum consuetud. Manerii præd. per reddit. & servic. inde prius debit. & de jure consuet. Et dat Domino de Fine, &c. admissus inde tenens Et sec. fidelitar. &c.

Ad hanc Cur. Homag. præsent. quod J. C. vidua nuper una Customar. tenen. hujus Manerii citra ult. Curiam obiit Et quod G. C. est ejus Filius & proximus Hæres.

Quilibet tenens hujus Manerii qui non comperuit ad hanc Curiam ad fac. sêct. Cur. amerciatur per Homag. ad sex denar.

Maner'

Maner' } ff. Curia Baronis W. S. Mil' &c.
 de S... } Domini Manerii prædicti ibidem
 tent' die Lune vicefimo die Sep-
 tembris Anno Regni, &c. coram
 J. S. Senefcallo ibidem.

Effon' Null' Null'

Homagium.

P. G.	}	<i>fur'</i>	}	J. A.	<i>fur'</i>
W. C.				R. W.	
J. S.				J. T.	
J. C.				G. T.	
T. D.				N. M.	

Defaltores.

A. B. Miles, vi d. M. P. Arm. vi d. E. M.
vid. vi d. T. A. vi d. E. H. vid. vi d. Qui-
 libet eorum americiatur ad hanc Curiam
 per Homag. quia non comperuit ad hanc
 Curiam ad fac' sectam Cur' ad sex denar.
 prout pater super eorum separal. Capitibus.

Vid. V. americiament.

M. V. vid. quia non comperuit ad hanc
 Curiam ad faciend. sectam Cur. Ac in faci-
 end. sectam Cuf. defecit per quam plurimis
 Annos jam ultimos elapfos americiatur per
 Homag. ad decem solid.

Admissio

Admissio T. M. Arm.

Ad hanc Cur' in aperta Cur' coram Senescallo & toto Homag. ven. T. G. Sen' Gen' in propria persona sua & sursumreddidit in manus Domini per manus & acceptationem Senescalli Cur. prædictæ per virgam Omnes vill. parcell. Customar. terræ & prati vocat. *Woodwards*, continen. per estimationem quindecim acras plus sive minus cum pertin. in Parochia de S. in Com. Essex. Ad usum T. M. Arm. pro & duran. vita sua natural. Et post ejus decessum ad usum M. Uxoris ejus pro & duran. vita sua natural. Et post eorum decess. talibus usibus & talibus person. prout prædict. T. M. per aliquod script. sive per aliquam al. voluntatem & Testamen. in scriptis sub ejus manu & sigillo declarabit sive constituet Et pro defectu talium declarationis sive constitutionis Hæredibus dicti T. M. imperpetuum Super quo prædictus T. M. præsens hic in Curia humilime petit de Domino admitti tenen. ad ten'ta prædict. cum pertin. pro termino vitæ suæ secundum formam sursumreddidit. prædict. Remanere inde in forma prædicta Cui Dominus per Senescallum concessit & liberavit inde seisinam per virgam Habend. & tenend. sibi & Assign. suis per virgam ad voluntatem Domini secundum consuet. Manerii præd. pro termino vitæ suæ Remanere inde in forma prædict. Et dat D'no de Fine pro tali statu suo duran. termino vitæ suæ, &c. admissus est inde Tenens Et fec. fidelitat. &c. Remanere inde ut supra spectan. &c.

SHT-

Sursumredditio A. W.

Ad hanc Cur. *A. W.* Gen. unus Customar. tenen. hujus Manerii sursumreddidit in manus Domini Manerii prædicti per manus & acceptionem Senescalli prædicti per virgam tot. illud Customar. Mesuagium sive ten'tum & duas acras terræ cum pertin. vocat. Painters, Et tot. illud Customar. Mesuagium sive ten'tum & decem acras terræ prati sive pastur' & duas acras terræ cum pertin. jacen. versus Weald Mill nuper *J. A.* Acetiam tot. illud Customar. Mesuagium sive ten'tum & decem acras terræ cum pertin. jacen. in Howgate nuper vocat Howgate Acetiam totum illud Customar. Mesuagium sive ten'tum ac viginti aer. terræ cum pertin. vocat. Knights, Ad opus & usum ipsius *A. W.* pro & duran. termino vitæ suæ natural. Et post ejus decessum remanere inde ad opus & usum ipsius *J. A.* & Assign. suorum pro & duran. vita sua natural. ac post ejus decess. remanere inde rectis Hæred. præd. *A. W.* imperpetuum Super quo prædictus *A.* præsens hic in Curia Ac prædicta *J.* per prædictum *A.* Attorn. suum humilime petierunt de Domino reconcedere ten'ta prædicta cum pertin. præfat. *A.* & *J.* & Assign. suis secundum formam sursumredditionis prædictæ Quibus quidem *A.* præsentis hic in Curia ac *J.* per prædict. *A.* Attorn. suum Dominus per Senescallum concessit & liberavit inde feisinam per virgam Habend. & tenend. tementa prædict. cum pertinentiis præfat. *A.*

A. & Assign. suis pro & duran. vita sua naturali Ac post ejus decess. remanere inde præd. *J.* & Assign. suis pro & duran. vita sua naturali Ac post ejus decessum remanere inde Rectis Hæredibus prædict. *A. W.* imperpetuum Ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debet. Et de jure consuet. Et prædicti *A.* & *J.* dant. Domino de Fine, &c. Et admissi sunt inde Tenen. Et prædictus *A.* fec. fidelitat. sed fidelitas prædictæ *J.* respectuatur quousque, &c.

Admissio T. C.

Ad hanc Cur. Homag. præsent. qd. *E. T.* unus Customar. tenen. hujus Manerii citra ultimam Curiam & ante hanc Curiam scilicet vicesimo sexto die Februarii Anno Domini millimo. sexcentesimo sexagesimo nono sursum reddidit in manus Domini per virgam per manus *T. B.* (loco Ballivi Dⁿⁱ in præsentia *T. Gent.* & *G. G.* duorum Customar. tenen. hujus Manerii id testan.) secundum consuet. Manerii prædicti totum illud Customarium Mesuagium suum vocat. *Cleerlocks*, cum omnibus extradomibus Ædificiis Horreis Stabulis Atriis Pomariis Gardinis/Posterioribus (Anglice *Backsides*) & quinque acras terræ plus sive minus eidem spectan. cum omnibus & singulis aliis pertin. prout eadem sunt situat. jacen. & existen. in S. & modo vel nuper sunt in tenura sive occupatione *R. T.* sive Assign. suorum Ad opus & usum *T. C.* Hæred. & Assign. suorum imper-

imperpetuum Super quo prædictus T. C. præsens hic in Curia humilime pet. de D'no admitti tenen. ad ten'tum prædictum cum pertin. secundum formam & effectum fursumreddition' prædictæ Cui D'nus per Senescallum concessit & liberavit inde seigniam per virgam Habend. & tenend. sibi Hæredibus & Assign. suis imperpetuum Ad voluntatem D'ni secundum consuet. Manerii præd. per reddit. & servic. inde prius debit. & de jure consuet. Et dat Domino de Fine quindecim libras admissus est inde tenens Et fec' fidelitat. &c.

Admissio N. M.

Ad hanc Cur. Homag. præsent. qd. G. R. unus Customar. tenen. hujus Manerii citra ult. Cur. & ante hanc Curiam scilicet decimo sexto die Junii Anno Regni Regis Caroli secundi 22. Annoq; D'ni 1670. fursumreddidit in manus D'ni Manerii prædicti per manus & acceptationem P. G. & J. T. duorum Customar. tenen. hujus Manerii in præsentia R. W. Ballivi Domini Manerii & secundum consuetudinem Manerii prædicti Totum illud Croftum terræ Customar. & Heriotabil. vocat. Jordans, continen. per estimationem tres acras plus sive minus cum suis & eorum quibuscumque pertin. situat. & existen. apud Coxie-Green in Parochia de S. & modo in occupatione G. R. Assign. sive Assignatorum suorum abuttan. super venellam vocat. Vere-Lane, ex orien. & super virid. vocat. Coxie-Green, ex occiden. Ad
opus

opus & usum N. M. Jun. Hæred. & Assign.
suorum imperpetuum secundum consuet.
Manerii prædicti Super quo prædictus N.
præfens hic in Curia humillime pet. de Do-
mino admitti tenen. ad ten'ta prædicta cum
portin. Cui Dominus per Senescallum con-
cessit & liberavit inde leisinam per virgam
Habend. & tenend. sibi Hæred. & Assign.
suis imperpetuum per virgam ad voluntatem
Domini secundum consuet. Manerii prædi-
cti Et dat Domino de Fine quatuor libras
admissus est inde tenens Et fec. fidelitat. &c.

*Sursumredditio J. W. ad usum T. B. sur
Condition.*

Ad hanc Cur. Homagium præsent. quod
J. W. unus Customar. tenen. hujus Manerii
citra ultra Cur. & ante hanc Curiam scili-
cet septimo die Aprilis Anno Regni Domini
Caroli Secundi nunc Regis Angliæ, &c. vi-
cesimo secundo Annoq; Domini 1670. sur-
sumreddidit in manus Domini Manerii præ-
dicti per manus T. B. (loco Ballivi Domini
in præsentia G. G. & G. R. duorum customar.
tenen. hujus Manerii id testan.) secundum
consuetudinem Manerii prædicti Totas
septem pecias sive parcell. terræ ara-
bil. pastur. & Customar. terræ existen.
Heriotabil. continen. per estimationem vi-
ginti & septem acras plus sive minus vocat.
sive cognit. per hæc nomina sequen. videli-
cet, Barnecroft, Thilly-field, Lay-field,
Tory-field, Long-field, & Fernecroft, modo
in tenura sive occupatione J. W. sive Assign.
suo-

(H)

fuo-

suorum Ad opus & usum supranominat.
T. B. Hæred. & Assign. suorum imperpetu-
 um Proviso semper quod si prædictus *J. W.*
 Hæredes Executores Administratores sive
 Assign. sui solvant seu solvi faciant. præfar.
T. B. Executoribus Administratoribus sive
 Assign. suis summam Cent' & duodecim li-
 brarum legalis monetæ Angliæ modo & for-
 ma sequen. videl. tres libras inde in vel su-
 per septim. diem Aprilis qui foret in Anno
 Domini millimo. sexcentesimo septuagesimo
 primo ac tres libras inde in vel super septi-
 mum diem Octobris extunc proxime se-
 quen. Ac Centum & tres libras resid. inde
 in vel super octavum diem Aprilis qui foret
 in Anno Domini Millimo. sexcentesimo sep-
 tuagesimo secundo ad tunc Domum man-
 cional. ipsius *T. B.* situat. in *S.* prædict. qd.
 tunc sursumreddit. præd. foret vacua aliter
 remaneret in plenis robore & effectu.

*Sursumredditio J. C. & W. C. ad usum
 R. S. super Condition.*

Ad hanc Curiam Homag. præsent. quod
J. C. & W. C. duo Customar. tenen. hujus
 Manerii citra ultimam Curiam & ante hanc
 Cur. scilicet. septimo die Aprilis Anno Reg-
 ni Domini *Caroli* Secundi nunc Regis *Angl.*
 &c. vicesimo secundo Annoq; Domini 1670.
 sursumreddider. in manus Domini Manerii
 per virgam per manus *T. B.* (in loco Ballivi
 Domini in præsentia *G. G. & G. R.* duorum
 customar. tenen. ipsius Manerii id testan.)
 Tot. ill. duas pecias sive parcell. terræ ve-
 pasturæ

pasturæ continen. per estimationem decem
& novem acras five plus five minus unde
una pecia inde vocat. per nomen de Home-
field Ad opus & usum R. S. Hæred. & Af-
sign. suorum imperpetuum Proviso semper
quod si prædicti J. C. & W. C. Hæredes Ex-
ecutores Administratores five Assign. sui
solvant seu solvi faciant præfat. R. S. Hære-
dibus Executoribus five Assign. suis summam
Centum & duodecim librarum legalis mo-
netæ Angliæ, &c. modo & forma sequen.
videlicet tres libras inde super septim' diem
Octobris tunc p̄xime sequen. tres libras su-
per septim. diem Aprilis qui foret in Anno
Domini Millimo sexcentesimo septuagesimo
& tres libras inde super septimum diem Octo-
bris extunc p̄xime sequen. Ac Centum &
tres libras residuum inde super octavum
diem Aprilis qui foret in Anno Domini Mil-
limo. sexcentesimo septuagesimo secundo ad
tunc Domum mancional. ipse R. situat. in
S. qd. tunc sursum redditio illa foret vacua
alit. remaneret in plenis rebore & effectu.

Obit J. W.

Ad hanc Cur. Homag. præsent, qd. J. W.
nuper Customar. tenens hujus Manerii citra
ultimam Cur. & ante hanc Curiam obiit
seit. de viginti & septem acris terræ cum
pertin. unde pars inde est Heriotabil. Ac
qd. J. W. est ejus Filius & p̄ximus Hæres &
ceteris quindecim Annorum qui licet primo
solempint. exact. fuit per Proclam. ad ve-
niend. hic in Cur. & admitti tenen. ad ten'ta
(H 2) præ-

prædicta cum pertin. secundum consuet. hujus Cur. non ven. sed default. fec. Ideo prima Proclam. & default. ejus recordatur, &c.

Maner' } ff. Curia Baronis W. S. Militis,
de S.... } Domini Regis servien. ad Legem
Domini Manerii prædicti ibidem
ten' die Veneris terriodecimo die
Januarii Anno Regni D'ni, &c.

Defalttores.

T. M. Arm' A. W. Gen' A. B. Gen' S. B.
Gen' M. H. vid' D. A. J. W. J. B. R.
W. W. H D. C. Gen' J. P. Gen' H. V. Gen'
Quilibet eorum amerciatur per Homagium
quia non comperuit ad hanc Cur. ad sex denar.

Homagium.

T. J.	}	fur'	}	J. V.	}	fur'
W. C.				T. D.		
J. C.				J. A. Gen'		
J. S.				&		
R. A.				T. B.		

Secunda Proclam. J. W.

Ad hanc Cur. J. W. Filius & Hæres J. W.
qui ante ultimam Cur obiit se'it. de viginti
& septem acris terræ Customar. cum pertin.
(unde pars inde est Heriotabil) licet se-
cundo solempnit. exact. fuit per Proclam.
ad veniend. hic in Cur. & admitti Tenen.
ad ten'ta prædicta cum pertin. secundum
con-

consuet. hujus Manerii non ven' sed defalt. fecit. Ideo secunda Proclam. & defalt. ejus recordantur, &c.

Prima Proclam' Hæred' J. T.

Ad hanc Cur. Homag. præsent. qd. *J. T.* nuper unus Customar. tenen. hujus Manerii qui tenuit de Domino sibi & Hæredibus suis ad voluntatem Domini secundum consuetud. Manerii prædicti unum Costomar. Mesuag. & quatuor acras terræ cum pertin. circa ultra Cur. & ante hanc Cur. obiit inde se'it. Qdq; *E. R. Ux. J. R. & T. F.* Jun. sunt ejus pxi- mi Hæred. Qui quidem Hæred. licet primo solempnit. exact. fuer. per Proclam. ad veniend hic in Cur. & admitti tenen. ad ten' ra prædict. cum pertin. secundum consuet' hujus Manerii non ven. sed defalt. fec Ideo prima Proclam. & eorundum defalt. recor- dantur, &c.

Admissio J. S.

Ad hanc Cur. Homag. præsent. qd. *G. L.* unus Customar. tenen. hujus Manerii citra ultimam Curiam & ante hanc Cur. scilicet decimo tertio die Octobris Anno Domini Millimo. sexcentesimo septuagesimo sursum- reddidit in manus Domini per manus *W. D.* loco Ballivi Domini in præsentia *T. D. & J. A.* duorum Customar. tenen. Manerii præ- dicti totam illam quartam partem unius Me- suagii sive ten'ti & omn' terrarum & aliorum pertin. eidem spectan. put eadem sunt
(H 3) situat.

situat. jacen. & existen. in S. nuper in tenu-
ra sive occupatione J. V. sive Assign. suo-
rum Ad opus & usum J. S. de S. in Com.
Bedford, Yeoman, Hæred. & Assign. suorum
imperpetuum Qui quidem J. S. præsens hic
in Cur. humilime pet. de Domino se admitti
tenen. ad ten'ta prædicta cum pertin. Cui
Dominus per Senescallum concessit & libe-
ravit ei inde seisinam per virgam Hend. &
tenend sibi Hæred. & Assign. suis Ad volun-
tatem Domini secundum consuet. Manerii
prædicti per reddit. & servic. inde prius de-
bit. & de jure consuet. Et dat Domino de
Fine, &c. admissus est inde tenens Et sec.
fidelitatem, &c.

Sursumredditio Conditional S. B.

Ad hanc Cur. Homag. præsent qd. citra
ult. Cur. & ante hanc Curiam scilicet deci-
mo nono die Octobris Anno Domini Milli-
mo. sexcentesimo septuagesimo S. B. Gen-
unus Customar. tenen. hujus Manerii sursum-
reddidit in manus Domini Manerii prædicti
per manus & acceptionem T. J. Gener.
& R. W. duorum Customar. tenen. Manerii
prædicti. per manus & acceptionem T. J.
Gen. & R. W. duorum Customar. tenen. hu-
jus Manerii in præsentia R. L. Gen. loco
Ballivi Domini secundum consuet. Manerii
prædicti totum illud Customar. Mesuag.
sive ten'tum Heriotabil. & sexdecim acras
terræ plus sive minus vocat. Sabernes. Ac-
etiam unam parcellam terræ continen. tres
acras terræ & dimid. unius acræ terræ Heri-
otabil.

R.

vid.
rum
ad fa
tur p

otabil. parcell. dicti ten'ti vocat. Sabernes,
Ad opus & ulum R. A. Hæred. & Assign. su-
orum imperpetuum Proviso semper & sub
hac tamen conditione quod si prædictus
S. B. Hæred. Executores Administratores sive
Assign. sui solvant seu solvi fac' præfat. R. A.
Executoribus Administratoribus sive Assign.
suis Centum & tres libras legalis monetæ
Angl. Ad Domum mantional. H. L. situat.
infra Aldgate London, super vicesimum
diem Aprilis ppxime futur. qd. tunc sursum-
redditio prædict. foret vacua alit. remaneret
in pleno robore & vigore, &c.

Quilibet tenen. hujus Manerii qui non
comperuit ad hanc Curiam ad faciend. se-
ctam Cur. amerciatur per Homagium ad
sex denar. &c.

Maner' } ff. Cur Visus Franc-Pleg' cum Cur.
de S--- } Baronis W. S. Mil' Domini Re-
gis servien. ad legem tent. co-
ram J. S Gen' Senescallo ibidem.

Esson' Null' Null' Null'

Defaltores.

R. S. Gen. T. C. Gen. J. W. Gen. T. J.
Gen. A. W. Gen. W. H. Gen. M. H.
vid. D. A. R. B. Cleric. D. C. Quilibet eo-
rum quia non comperuit ad hanc Curiam
ad faciend. sectam Cur. separatim amercia-
tur per Homagium ad sex denar.

(H 4)

Homage

Homagium.

J. A.	} <i>Jur'</i>	R. W.	} <i>Jur'</i>
W. C.		T. D.	
J. S.		T. A.	
R. A.		G. R.	
W. P.		P. M.	
T. B.		N. N.	

Tertia Proclamatio pro J. W.

Ad hanc Curiam tertia Proclam. facta fuit quod *J. W.* Filius & Hæres *J. W.* nuper unus Customar. tenen. hujus Manerii veniret hic in Curia & admitter. Tenen. ad viginti & septem acras terræ Customar. cum pertin. unde pars inde est Heriotabil, Et prædictus *J. W.* Hæres non ven. sed default. fecit Ideo tertia ejus default. recordatur, &c. Sed quia *T. B.* Cui prædictæ viginti & septem acrae terræ in Mortgagio positæ sunt per prædictum *J. W.* Patrem in vita sua solvit Domino hujus Manerii Finem ei debet. super obit. prædicti *J. W.* patris seisor. prædictarum viginti & septem acrarum terræ respectuatur quousque prædictus *J. W.* Filius defecerit in redemptione prædictarum viginti & septem acrarum terræ & defecit in resolutione prædicti Finis præfat. *T.* &c.

Admissio E. R.

Ad hanc Curiam post primam Proclam. ad ult. Curiam factam *E. R.* Uxor *J. R.*
una

una Filiarum & Hæred. J. T. nuper unius Customar. tenen. hujus Manerii Qui tenuit sibi & Hæredibus suis unum Mesuagium & quatuor acras terræ Customar. Admissus est inde tenens ad prædictas quatuor acras terræ Customar. jacen. prope Coxtie Green, proxime terræ Mag'ri Herringe, Que quidem quatuor acra terræ in vita ipsius J. T. allotat. & divis. fuer. per eundem J. T. eidem E. Hæredibus & Assign. suis ad voluntatem Domini secundum consuet. Manerii prædicti Et dat D'no de Fine, &c. admissus est inde tenens sed fidelitas respectuatur quousque, &c.

Admissio T. F.

Ad hanc Cur. post primam Proclam. ad ultim. Cur. factam T. F. unus Hæred. T. T. videlicet Filius & Hæres T. F. & A. Uxoris ejus unius Filiarum & Hæred. J. T. nuper unius Customar. tenen. hujus Manerii Qui tenuit sibi & Hæredibus suis unum Mesuag' & quatuor acras terræ Customar. jacen. prope Coxtie Green, Quod quidem Mesuag. in vita ipsius J. T. allotat. & divis. fuer. per eundem J. T. eidem T. F. p pparte sua ten'torum prædictorum Habend. & tenend. eidem T. F. Hæred. & Assign. suis ad voluntatem Domini secundum consuet. Manerii prædicti Et dat D'no de Fine, &c. admissus est inde tenens sed fidelitas respectuatur quousque, &c.

Postea ad hanc Curiam Dominus Manerii per Senescallum suum quia prædictus T. est

est infra ætatem videlicet ætatis decem Annorum vel eo circit. commisit custod. tam corporis prædicti *T. F.* quam Mesuag. præd. *T. F.* Patri ejusdem *T. F.* quousque ad ætatem quatuordecim Annorum pervenerit. Et deinde reddere computum, &c.

Admissio R. A.

Ad hanc Curiam *S. B.* unus Customar. tenen. hujus Manerii sursumreddidit in manus Domini per manus & acceptationem Senescalli prædicti totum illud Customar. Mesuagium sive ten'tum Heriotabil. & sexdecim acras terræ sive plus sive minus vocat. *S. Aceriam* unam parcell. terræ continen. tres acras & dimid. unius acræ & Heriotabil. parcell. dicti ten'ti vocat. *S.* Ad opus & usum *R. A. Hæred. & Assign. suorum* imperpetuum Qui quidem *R. A.* præsens hic in Cur. humilime pet. se admitti tenen. ad ten'ta prædicta cum pertin. Cui Dominus per Senescallum concessit & liberavit ei inde seisinam per virgam Habend. & tenend. ten'ta prædicta cum pertin. eidem *R. A. Hæred. & Assign. suis* ad voluntatem D'ni secundum consuet. Manerii prædict. Et dat Domino de Fine, &c. admissus est inde tenen. Et sec. fidelitat. &c.

Postea seden. Cur. prædictus *R. A.* sursumreddidit in manus Domini per manus & acceptationem Senescalli Cur. prædictæ omnia & singula Customar. ten'ta prædicta cum pertin. Ad opus & usum testamenti & ultimæ Voluntatis suæ & talis persone sive

talium

talium
qual. p
luntate
sive ap

Ad
tenens
nus D
Senesc
unius
cum p
ultime
talium
qual. p
scripti
punctu

Jur.
hujus
rodas
& ten
isto n
ad de
ad usi

Ite
habita
vam
& sen
um h
nocu
unum
D'ni

talium personarum & tal. statuum sive stat. qual. per tal. testamentum sive ultimam voluntatem in script. forent limitat. specificat. sive appunctuat' &c.

Sursumredditio J. S. ad usum testi?

Ad hanc Curiam 7. S. unus Customar. tenens hujus Manerii sursumreddidit in manus Domini per manus & acceptionem Senescalli Curie prædict. quartam partem unius Meluagii & terrarum eidem spectan. cum pertin. Ad opus & usum Testamenti & ultime voluntatis sue & talis persone sive talium personarum & tal. stat. sive status qual. per tal. testament. & ult. voluntat. in scriptis forent limitat. specificat. sive appunctuat, &c.

Præsentationes.

Jur. præsent. quod E. C. unus Inhabitan. hujus Manerii arravit circa tres vel quatuor rodas Communie de S. ad nocument. D'ni & tenentium hujus Manerii Et idem E. p isto nocumento amerciatur per eosdem Jur. ad decem & octo denar. solvend. & levand. ad usum Domini hujus Manerii, &c.

Item Jur' præsent. qd. M. W. vid. una Inhabitan. hujus Manerii inclusit unam parvam parcell. Communie de S. cum sepibus & sensur. ad nocument Domini & tenentium hujus Manerii Et eadem M. W. p isto nocumento amerciatur per eosdem Jur. ad unum solid. ad solvend. & levand. ad usum D'ni hujus Manerii, &c. Item

Of Courts, Let,

Item Jur. præsent. qd. *J. M.* un' tenen. hujus Manerii amputavit & loppavit decem arbores crescen. infra Com'iam de S. que reservantur p' estoveriis tenen. hujus Manerii contra consuet. Manerii prædicti ad nocumen. tenen. Manerii prædicti Et p' hoc nocumento americiatur per eisdem Jur. ad duos solid. & sex denar. solvend. & levand. ad usum D'ni hujus Manerii, &c.

Ad hanc Cur. Jur. ordinant quod omnes clausur. Communie de S. que ante hanc Curiam inclus. fuissent fiant aperte per inclusores ante Festum Sancti Michaelis Archangeli p'xime sequen. aut in defectu inde quilibet eorum qui defalt. fecerit americiatur per Jur. ad duodecim denar. &c.

Item quilibet tenens sive Resians hujus Manerii qui non comperuit ad hanc Cur. ad faciend. sectam Cur. americiatur per Jur. ad sex denar.

J. L. } Electi & Jurat. sunt Constabular.
& } pro hoc Anno sequen.
F. A. }

Maner') ff. Cur' Baronis W. S. Militis Do-
de S...) mini Regis servien' ad legem ibidem
tent' coram J. S. Generoso Senescallo
ibidem, &c.

Defaltores.

T. C. S. B. Gen. S. H. vid. A. B. S. W. R. B.
Cleric. *J. A. A. W. R. A. R. W. W. H.*
F. C. Quilibet eorum quia non comperuit
ad

ad ha
merc

Ad
Yeom
nerii
Curia
no Re
gis Ar
didit
per m
loco
præse
tenen.
consue
pecias
sive c
contin
cras p
viam
Churo
ducen.
Horeh
J. S.
aquis
Hærec
specta

ad hanc Cur. ad faciend. sectam suam amerciat per Homagium ad sex denar.

Homagium.

J. M. }
P. G. } *Jur'* } J. C. jun. }
J. G. } } J. A. & } *Jur'*
 } } T. D. }

Sursumreddio W. C.

Ad hanc Curiam *W. C.* in Com. Essex, Yeoman, unus Customar. tenen. hujus Manerii citra ultimam Curiam & ante hanc Curiam scilicet secundo die Novembris Anno Regni Domini *Caroli* secundi nunc Regis Angliæ, &c. vicesimo tertio sursumreddidit in manus Domini Manerii prædicti per manus & acceptationem *W. W. Gen.* in loco Ballivi Domini Manerii prædicti. in præsentia *G. R. & T. B.* duorum Customar. tenen. Manerii prædicti. id testan. secundum consuet. Manerii prædicti omnes ill. tres pecias sive parcell. Customar. terræ vocat. sive cognit. per no'en de Neeves-Lands contin. per estimationem in toto novem acras plus sive minus abuttan. super altam viam ducen. a Coxtie Green versus Weald-Church ac filit. abuttan. super altam viam ducen. a Coxtie Greene. prædicti. versus Horehatch Acetiam abuttan. super terras *J. S.* vocat. Potriden, cum omnibus viis aquis proficuis commoditat. advantagiis Hæreditament. & pertin. quibuscunq; eidem spectan. sive pertinen. prout eadem sunt situat.

tuat. jacen. & existen. in S. prædict. & modo vel nuper in tenura sive occupatione J. C. alias C. Filii prædicti W. sive Assign. suorum Ad opus & usum J. C. de N. in Parochia de N. prædict. In Com. prædict. Hæred. & Assign. suorum imperpetuum Ad voluntatem Domini secundum consuet. Manerii prædict. Super quo ad hanc Curiam ven. prædictus J. C. Et humilime pet. de Domino admitti tenen. ad ten'ta prædicta cum pertin. secundam formam & effectum sursumredditionis prædict. Cui Dominus per Senescallum concessit & liberavit inde seisinam per virgam Habend. & tenend. ten'ta prædict. cum pertin. præfat. J. C. Hæred. & Assign. suis imperpetuum Ad voluntatem Domini secundum consuet. Manerii præd. per reddit. & servic. inde prius debet. Et de jure consuet. Et dat Domino de Fine, &c. admissus est inde tenens & fec. fidelitat. &c.

Sursumredditio J. C. ad usum testis

Ad hanc Curiam Homagium præsent. qd. J. C. de S. unus Customar. tenen. hujus Manerii citra ultimam Curiam & ante hanc Curiam scilicet vicesimo die Novembris Anno Domini Mill'imo sexcentesimo septuagesimo primo sursumreddidit in manus Domini per virgam per manus & acceptionem W. B. loco Ballivi Domini in præsentia J. A. & T. A. duorum Customar. tenen. hujus Manerii id testan. secundum consuet. Manerii prædicti totum illud Customar. Mesuag. sive ten'tum cum pertin. vocat. *Bro-*
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man, & quatuor acras terræ Customar. eisdem spectan. unum alium campum Customar. vocat. *Homefield*, continen. septem acras plus sive minus, unum alium agrum vocat. *Little Almenes*, continen. quatuor acras & unum alium agrum Customar. vocat. *Great Almenes*, continen. decem acras plus sive minus Ad opus & usum testi' & ultime voluntatis ipsius *J. C.* & tal. persone & personarum & tal. status & statuum qual. idem *J. C.* in & per eandem voluntatem nominabit limitabit & appunctuabit, &c.

Sursumredditio M. L. ad usum testi.

Ad hanc Curiam *M. L.* vid. una Customar. tenen. hujus Manerii in aperta Curia sursumreddidit in manus Domini Manerii prædicti. per virgam per manus & acceptionem Senescalli prædicti unum Cotagium Customar. cum pertin. jacen. prope *Weald-mill*, Ad opus & usum testam. & ultime voluntatis ipsius *M.* & tal. person. & talium personarum & tal. status & statuum qual' idem *M.* in & per eundem voluntatem nominabit limitabit & appunctuabit, &c.

Relaxatio S. ad C. pro 120 l.

Ad hanc Curiam *W. C.* & *J. C.* protuler. hic in Cur. quoddam script. Acquietancie sive Relaxationis *R. S.* Executricis testam. & ult. voluntatis *R. S.* testifican. receptionem summe Centum & viginti librarum legalis monetæ Angliæ in plenam solutionem exone-

exonerationem & satisfactionem cuiusdam Conditionis content. in quadam fursam reddit. fact. septimo die Aprilis Anno Domini Millimo. sexcentesimo septuagesimo. Ideo iidem *W.* & *J.* sunt inde quieti, &c.

Admissio J. W.

Ad hanc Curiam *J. W.* Filius & Hæres *J. W.* humilime pet. se admitti tenen. ad viginti & septem acras terræ cum pertin. unde pars est Heriotabil. que fuer. poit. in Mortgagio per prædictum *J. W.* Patrem ejus cuidam *T. B.* pro summa Centum librarum Que quidem Centum libræ solut. sunt præfat. *T. B.* unacum Fine viginti & quatuor librarum quas prædictus *T.* antehac solvit Domino hujus Manerii super mortem prædicti *J. W.* pris. Cui Dominus per Senescallum concessit & liberavit inde seisinam per virgam Habend. prædict. viginti & septem acras terræ cum pertin. præfat. *J. W.* Filio Hæredibus & Assign. suis imperpetuum ad voluntatem Domini secundum consuet. Manerii prædicti per reddit. & servic. inde prius debet. & de jurẽ consuet. Et dat. D'no nihil pro fine Quia finis præantea solut. fuit. Domino per prædict. *T. B.* Et admissus est inde tenens, &c. Postea in eadem Curia prædictus *T. B.* remisit & relaxavit pro se & Hæredibus suis præfat. *J. W.* & Hæred. suis totum jus tirulum clameum & interesse sua de & in ten'tis prædictis cum pertin. &c.

Postea *J. W.* existen. ætatis sexdecim Annorum & non amplius Dominus ex assensu

sensu suo commisit Custod. tam corporis quam terræ prædict. *A. W.* Matri ejus quousque pervenerit ad ætatem viginti & unius Annorum Et inde ad reddend. comptm' &c.

Ad hanc Curiam Homag. præsent. quod *E. M.* vid. una Customar. tenen. hujus Manerii citra ultimam Curiam & ante hanc Curiam obiit se'it. de uno Customar. Cotag. cum pertin. tent. de Domino hujus Manerii Et quia null. ven. admitti tenen. ad Cotagium præd. cum pertin. Ideo prima Proclamatio fact. fuit quod si null. ven. admitti tenen. ad Cotagium prædict. cum pertin. quod tunc Dominus Manerii prædicti se'iret Cotagium prædict. cum pertin. in manus suas proprias pro defectu tenen. &c.

Ad hanc Curiam Homag. præsent. quod *R. S.* nuper unus Customar. tenen. hujus Manerii citra ult. Cur. & ante hanc Curiam obiit se'it. de uno Mesuagio & quadragint. acris terræ cum pertin. Heriotabil. unde accidit Domino tria Heriot. Et super hoc fiduciatores Anglice *the Trustees*, qui admissi fuer. tenen. ad ten'ta prædicta cum pertin. in fiducia pro præfat. *R.* primo vocat. sunt ad faciend. sect. & servic. sua secundum consuetudinem Manerii, &c. Et non comperuerunt. Ideo eorum prima default. recordatur, &c.

Maner' } ff. Cur. Baronis W. S. Milit' Do-
de S--- } mini Regis servien' ad legem
tent' coram J. S. Gen. Senescallo
ibidem primo die Octobris Anno
Regni Domini, &c.

Effon. T. A. J. A. T. C. Gen' D. C. Gen'
N. W. Jun.

Defaltores.

T. B. S. B. Gen. W. T. D. A. R. B. Gen.
J. A. R. A. Quilibet eorum quia non
comperuit ad hanc Curiam ad faciend. fe-
ctam ad hanc Curiam amerciat' per Ho-
mag. ad sex denar. prout patet super eorum
separal. Capitibus.

Homagium.

W. C.	} Fur' }	R. W.	} Fur'
J. C.		P. M.	
J. S.		N. M.	
J. M.		G. R.	
J. B.		G. C.	

Ad hanc Curiam Homag. præsent. quod
T. A. unus Customar. tenen. hujus Manerii
citra ultim. Cur. & ante hanc Curiam sci-
licet vicesimo sexto die Augusti ult. præte-
rit. sursum redd. in manus Domini hujus Ma-
nerii per manus T. B. (loco Ball'ii Domini
in præsentia R. W. & G. R. duorum Custo-
mar. tenen. hujus Manerii id testan.) secund.

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G. C.
P. G.
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Cotagi
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conf. Manerii prædict. totum illud Mesuagium sive ten'tum vocat. *Godwins*, sive quocunque al. no'ie sive no'ib. idem vocat. sive cogn. existit una cum omnibus extradomibus ædificiis structur. horreis stabulis atriis hortis gardiniis & viginti & quatuor acris terræ Customar. sive plus sive minus eidem spectan. sive pertinen. prout eadem sunt situat. jacen. & exist. in Parochia de S. & modo vel nuper in tenura sive occupatione G. C. sive Assign. suorum Ad opus & usum P. G. Hæred. & Assign. suorum imperpetuum Super quo idem P. licet super primam Proclam. solemnit. exact. fuit ad comparand. in Cur. & admittend. esse tenen. ad ten'ta prædict. cum pertin. non ven. sed default. fecit Ideo prima ejus default. recordatur, &c.

Cum ad Cur. Baronis tent. pro Manerio prædict. hic scilicet die Lune octavo die Januarii Anno Regni dicti Domini Regis nunc vicesimo tertio per Homag. præsent. fuit quod E. M. vid. nuper una Customar. tenen. hujus Manerii citra ultimam Cur. & ante hanc Cur. obiit se'it. de uno Customar. Cotagio cum pertin. tent. de Domino hujus Manerii Et quia null. ven. admitti tenen. ad Cotagium prædictum Ideo ad tunc prima Proclam. facta fuit quod si null. ven. admitti tenen. ad Cotagium prædict. cum pertin. quod tunc Dominus prædict. se'iret Cotagium prædictum cum pertin. in manus suas propr' pro defectu tenen. &c. prout per Rotul. istius Cur. plenius apparet. Modo ad hanc Cur. ven. L. M. Filius & Hæres præd.

E. ætatis decem & septem Annorum vel eo circir. & humilime pet. se admitti tenen. ad Tenementa præd. modo exist. tria Cotagia jacen. prope *Weald-Church-Yard*, Cui Dominus per Senescallum concessit & libera- vit inde seisinam per virgam Habend. & te- nend. sibi & Hæredibus suis ad voluntatem Domini secundum consuet. Manerii præd. Et dat Domino de Fine prout patet in Mar- gine admissus est inde tenen. sed fidelit. re- spectuatur quousque &c.

Finis x l.

Postea Dominus seden. Curia commisit Custod. terrarum & ten^rtorum prædict. ex assensu ipsius L. cuidam J. F. Gardiano ip- sius L. quousque prædict. L. atting. ad ple- nam ætatem & deinde reddere comput. &c.

Homagium præsent. quod T. H. unus Customar. tenen. hujus Manerii circa ulti- mam Curiam succidit separal. quasdam quantitat. ligni videl^t. viginti & un' Carect. ligni crescen. super terras Customar. ipsius T. C. tenen. hujus Manerii per spacium qua- tuor Annor^o extunc proxime sequen. & eas- dem combur. extra Manerium prædict. contra consuet. hujus Manerii.

Quilibet tenen. qui non comperuit ad hanc Cur. ad faciend. sectam Cur. amerci- atur per Homag. ad sex denar.

Maner'

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Maner^{us} } ff. *Curia Baronis W. S. Mil' Do-*
 de S--- } *mini Regis servien^{us} ad legem*
ibidem tent^{us} coram J. S. Gen^{us} Se-
nescallo ibidem, &c.

Homagium.

J. B. } { N. M. }
 P. M. } *Jur^{us}* { & } *Jur^{us}*
 S. K. } { W. R. }

Sursumredd. S. B. & Uxor

AD hanc Cur. Homag. præsent. quod
 S. B. & C. Uxor ejus duo Customar.
 tenen. hujus Maner. citra ult. Cur. & ante
 hanc Cur. scilicet undecimo die Novembris
 ult. præterit. vener. coram J. S. Gen. Se-
 nescallo Cur. Manerii prædict. apud Ca-
 meram suam in *Chancery-Lane*, Lond. (præd.
 C. adtunc & ibidem existen. sola & secret.
 examinat. per Senescallum prædictum) &
 sursumredd. in manus Domini Manerii
 prædict. per manus & acceptionem Senes-
 calli prædicti totum illud Mesuagium sive
 ten^{us} Customar. & Heriotabil. cum per-
 tin. vocat. *Putalls* & septem Crofta terræ ei-
 dem spectan. unde un^{us} eorundem jacet op-
 posit. dicto Mesuagio aliud vocat. *Barne-*
croft, aliud *Petfield*, aliud *Streetcroft*, aliud
Woodshot, & duo al. vocat. *Fullers* continen.
 per estimationem in toto quadragint. acras
 plus sive minus situat. infra Manerium præ-
 dict. & modo vel nuper in occupatione dict.

S. & C. Assign. sive Assign. suorum Ad opus & usum E. L. vidue Hæred. & Assign. suorum imperpetuum Proviso semper quod si prædictus S. Hæred. & Assign. sui solvant seu solvi fac. eidem E. L. Executoribus Administratores sive Assign. suis Centum vigint. septem libras & quatuor solidos legalis monetæ Angliæ super duodecimum diem Novembris qui foret in Anno Domini Milimo. sexcentesimo septuagesimo tunc sursum redd. prædicta foret vacua alit. remaneret in plenis vi & virtute.

Tertia Proclamatio P. G.

Ad hanc Cur. tertia Proclam. solempniq. facta fuit quod P. G. Cui T. D. antehac sursum redd. unum Mesuagium cum pertin. vocat. *Godwins*, & viginti & quatuor acras terræ Customar. eidem pertin. prout patet per Rotul. Cur. hujus Manerii tent. hic primo die Octobris ult. præterit ven. hic in Curia admitti tenen. ad ten'ra prædict. cum pertin. sed ipse idem P. licet solempnit. exact. non comperuit ad hanc Curiam sed default. fec. Ideo ejus tertia default. recordatur Et super hoc præcept. est Ballio hujus Manerii quod seiret ten'ra prædicta cum pertin. in manus Domini Manerii prædicti pro defectu tenen.

Maner'

Maner' } ff. Curia Baronis A. B. Mil. Do-
 de S---- } mini Manerii præd' ibidem tent.
 pro Manerio prædicto nono die
 Maii Anno Regni, &c. coram
 W. B. Armigero, Senescallo ibid.

Homagium.

T. G.	} fur'	R. W.	} fur'
J. S.		J. T.	
W. C.		H. C.	
G. R.		R. T.	
J. C.		H. P.	

Defalt. tenen. Customar.

HOmagium præsent. quod R. S. Gen.
 vi d. M. P. vi d. T. B. Gen. vi d. S. B.
 Gen. vi d. A. B. S. W. W. H. sunt Customar.
 tenentes hujus Manerii & debent sect.
 hic ad hanc Cur. & defalt. fecer. Ideo qui-
 libet eorum in mia' est prout patet super
 eorum capita.

Misericordia pro vast. in bosctis.

Ad hanc Cur. præsentatum est per Ho-
 mag. quod post ultimam Curiam & ante
 hanc Curiam W. S. illicite amputavit An-
 glice *bath cropped*, duos arbor. crescentes
 super Communiam sine licentia Domini
 Manerii prædict. Ideo ipse in mia' est vi d.
 Quodq; L. A. illicite amputavit duos arbo-
 res super Communiam Domini Manerii
 (14) præ-

prædicti Ideo ipse in misericordia vi d.
Quodq; F. M. illicite amputavit diversas
arbores super Communiam Ideo ipse in
mia' vi d.

Obit D. M. vid.

Item qd. D. M. vidua que tenuit de D'no
hujus Manerii duo Coragia sive tenementa
cum pertin. jacen. prope *Weald Church* post
ultimam Cur. & ante hanc Curiam obiit
sic inde sei'ta sed qui est ejus proximus Hæ-
res penitus ignorant. Ideo ad hanc Cur.
prima Proclam. facta est quod proximus
Hæres prædict. D. M. veniret hic in Cur. ad
capiend. prædicta duo Mesuag. sive ten'ta
cum pertin. que ill. discend. post mortem
prædictæ D. M. vid. sed nemo venit.

A. T. cogn' satisfactionem super sursumredd.
Conditional.

Cum ad visum Franc' Pleg' cnm Curia
Baron. tent. pro Manerio prædicto duode-
cimo die Aprilis, Anno Regni Domini no-
stri Regis *Caroli* Secundi decimo sexto R. A.
sursumredd. Totum illud Mesuagium sive
ten'tum Customar. vocat. *Broomans* alias
Cbeerelocks, & quinque acr. terræ Customar.
eidem Mesuagio pertinen. cum omnibus per-
tin. Ad opus & usum A. T. de N. Butcher,
Hæred. & Assign. suorum imperpetuum Sub
conditione quod si prædict. R. A. Hæred.
Executores Administratores & Assign. sui
solvant seu solvi faciant præfat. A. T. Exe-
cutoribus Administratoribus vel Assign. suis
plenam

plenam summam Centum viginti & trium
 librarum & undecim solidorum & quatuor
 denariorum super vicesimum quartum diem
 Aprilis qui foret in Anno Domini Millimo.
 sexcentesimo sexagesimo quinto Quod tunc
 sursumreddat. prædict. vacua erit aloquin
 remanere in suo pleno robore & effectu
 Modo ad hanc Curiam venit prædict. *A. T.*
 in propria persona sua & cognovit se rece-
 pisse plenam satisfactionem secundum for-
 mam & effectum sursumreddition. prædict.

A. ad T. sursumredditio sub Conditione.

Et postea scilicet ad hanc Curiam ven.
R. A. un' Customar. tenen. Manerii præd.
 in propria persona sua & in aperta Curia
 sursumredd. in manus Domini Manerii præ-
 dict. per manus dicti Senescalli per virgam
 secundum consuet. Manerii prædict. totum
 illud Mesuagium sive ten'tum Customar. vo-
 cat. *Broomans* alias *Cbeerelocks*, & quinq; acr.
 terræ Customar. sive plus sive minus eidem
 Mesuagio pertinen. cum omnibus pertin.
 nunc in tenura prædicti *R. A.* Ad opus &
 usum *A. T.* de *N. Butcher*, Hæred. & Assign.
 suorum imperpetuum Proviso semper & sub
 hac conditione sequen. videlicet Quod si
 prædictus *R. A.* Executores Administratores
 sive Assign. sui solvant seu solvi Causarent
 præfat. *A. T.* Executoribus Administratori-
 bus seu Assign. suis plenam summam Cen-
 tum viginti & septem librarum & quatuor
 solid. bone & legalis monete Angliæ mo-
 do & forma sequen. videlicet tres libras &
 duo-

duodecim solidos super decimum diem Novembris proxime sequen. & Centum viginti & tres libras & duodecim solid. super decimum diem Maii qui foret Anno Domini Millimo. sexcentesimo sexagesimo sexto qd. tum sursumredditio. prædict. vacua erit & nullius vigoris alioquin remaneat in suis pleno robore & effectu.

C. cogn' satisfaction' super sursumredd. Conditional'

Cum ad visum Franc' Pleg' cum Curia Baron. tent. pro Manerio prædicto duodecimo die Aprilis, Anno Regni Domini nostri Regis Caroli Secundi decimo sexto G.C. sursumredd. Totum illud jus tit' lum & reversionem sua de & in uno Customar. Mesuag. seu Tenemento & decem acris terræ vocat. *Lamb's Cross*, cum omnibus Horreis Stabulis Ædificiis Gardinis Pomariis & pertin. quibuscunque adinde spectan. & pertin. nunc in tenura J. C. vid. Matris prædict. G. quando accideret post mortem dicte J. Ad opus & usum H. P. de S. in Com. Midd. Weaver, Hæred. & Assign. suorum imperpetuum Sub Conditione quod si prædictus G. C. Hæredes Executores Administratores five Assignati sui solvant seu solvi fac. præfat. H. P. Executoribus Administratoribus five Assign. suis plenam summam Centum & quinquagint. librarum quatuordecim solidorum & trium denariorum modo & forma prout in illa conditione mentionat. Qd. tunc sursumredd. præd. vacua erit alioquin remanere

remanere in suis plenjs robore & virtute Et
 modo ad hanc Curiam venit R. T. per as-
 sensum & Assign. prædicti H. P. & recepit
 satisfactionem secundum formam & effect.
 sursumredditionis Conditional. prædict. Et
 postea scilicet ad hanc Curiam venit præ-
 dict. G. C. in propria persona sua & in a-
 perra Curia sursumreddidit in manus Do-
 mini Manerii prædict. per manus Senescal-
 li prædicti per virgam secundum consuet.
 Manerii prædict. Totum illud jus titulum
 statum interesse & reversionem sua de & in
 uno Mesuagio seu ten'to & decem acris ter-
 ræ vocat. *Lamb's Cross*, cum omnibus Hor-
 reis Stabulis Ædificiis Hortis Pomariis &
 pertin. quibuscunq; adinde spectan. sive per-
 tinen. nunc in tenura J. C. vidue Matris præ-
 dicti G. quando acciderit post mortem di-
 ctæ J. Ad opus & usum H. P. de S. in Com.
 Midd. Weaver, Hæred. & Assign. suorum
 imperpetuum Proviso semper & sub hac
 Conditione sequen. viz. quod si prædictus
 G. C. Hæredes Executores Administratores
 sive Assign. sui solvant seu solvi faciant præ-
 fat. H. P. Executoribus Administratoribus
 sive Assign. suis plenam summam Centum
 & sexagint. & novem librarum & quatuor-
 decim solidorum & novem denar. bone &
 legalis monete Anglie modo sequen. videl:
 octo libras & duodecim solidos & sex de-
 nar' inde super decimum diem Maii qui
 foret in Anno Domini Millimo. sexcente-
 simo sexagesimo sexto & octo libras duo-
 decim solid. & sex denar. magis super de-
 cim. diem Maii qui foret in Anno Domini
 Millimo.

Millimo. sexcentesimo sexagesimo septimo & Centum & quinquagint. & duas libras quatuordecim solid. & quatuor denar. resid. inde super decim. diem Maii qui foret in Anno Domini Millimo. sexcentesimo sexagesimo octavo Quod tunc sursumredditio prædict. vacua erit & nullius vigoris alioquin remaneret in suis plenis robore & effectu.

C. ad H. & Ux⁹ ejus sursumredditio sub Conditione.

Ad hanc Curiam compertum est per Homag. Qd. *W. C.* tenens Customar. hujus Manerii citra ultimam Curiam & ante hanc Curiam scilicet tertio die Aprilis Anno Domini Millimo. sexcentesimo sexagesimo quinto sursumredd. in manus Domini Manerii prædict. per virgam per manus *G. R.* & *J. T.* duorum Customar. tenen. hujus Manerii secundum consuet. Manerii prædicti ill. duas pecias sive parcell. Customar. terræ unam vocat. *Petfield*, alteram vocat. *Long-piece*, simul adjacen. nunc in Agricultura Anglice *Tillage*, abuttan. super angusta venella Anglice *a Narrow Lane*, ducen. ad Domum *M. R.* contra le Park-Pale, Dni. Manerii præd. versus orient. & contra terram *M. H. Gen.* & *M. C. Gen.* versus boreal. Que præmissa præd. sunt parcell. Prædii vocat. *Bromans* nunc in tenura *M. C.* vid. cum omnibus & singulis pertin. Acetiam omnibus viis adinde ducen. Ad opus & usum *S. H. de T.* in Com. Essex. Yeoman, & *M. Ux. ejus* & Hæred. suorum imperpetuum

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mo. se
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to Lope
ad suc
tards,

tuum Proviso semper & sub hac conditione sequen. videl't. quod si præd. W. C. Hæred. Executores Administratores sive Assign. sui solvant seu solvi faciant præfat. S. H. & M. Ux. ejus Executoribus Administratoribus sive Assign. suis apud vel in mantional. domo dicti S. H. situat. in T. præd. summam trigint. solidorum super tertium diem Octobr. proxime sequen. dat. hujus Cur. & similem summam trigint. solidorum super tertium diem Aprilis qui foret in Anno Domini Millimo. sexcentesimo sexagesimo sexto & similem summam triginta solidorum super tertium diem Octobris proxime sequen. & similem summam trigint. solidorum super tertium diem Aprilis qui foret in Anno Domini Millimo. sexcentesimo sexagesimo septimo Acetiam plenam summam quinquagint. librarum & trigint. solidorum super tertium diem Octobris tunc proxime sequen. Quod tunc sursumredditio prædicta erit vacua alioquin remaneret in suis plenis robore & virtute.

Licentia C. ad succidend. arbores.

Ad hanc Curiam compertum est per Homagium quod Dominus Manerii prædicti citra ult. Curiam & ante hanc Curiam scilicet quarto die Maii Anno Domini Millimo. sexcentesimo sexagesimo quinto concessit licentiam W. C. ad amputand. Anglice *to Lop*, viginti & quatuor arbores Acetiam ad succidend. quatuor arbores vocat. *Dattards*, illas abinde asportand. & vendend.

Ita

Ita quod præd. W. protulit Licentiam præd. ad proxim. Cur. irrotuland.

Licenc' J. W. ad succidend' arbor'

Acetiam ad hanc Curiam compertum est Quod Dominus Manerii prædict. concessit Licentiam J. W. citra ultimam Curiam & ante hanc Curiam scilicet decimo septimo die Decembris Anno Domino Mill'imo sexcentesimo sexagesimo quarto ad succidend. arbores in his Anglican. verbis sequen. " I do
" give License to J. W. one of my custo-
" mary Tenents of my Mannor of S. to
" fell, fell, cut down, and carry away, all
" the Timber and Trees that now are
" standing in two Hedge Rows in F. and L.
" so as the Field be cleared at or before
" Michaelmas next after the Date of the said
" License: and also that the said Licence
" be brought to the next Court to be en-
" rolled.

Apporcionament. reddit. G. & M.

Ad hanc Curiam Homagium præd. ex assensu partium, viz. G. G. & N. M. apporcionaver. redditus terr. & tenement. tent. de Manerio prædict. unde R. R. nuper fuit sei'tus modo & forma sequen. viz. pro uno Mesuagio sive ten'to cum Domibus Atriis Gardinis & Pomariis cum pertin. situat. apud *Pilgrims Hatch*, jacen' prope Reg' viam ducen. à B. ad C. modo N. M. ad quatuor solid. & pro octodecim acris pasturæ & præ-

ti

ti jacen. etiam prope *Pilgrims Hatch*, præd. existen. parcell. de Pollards modo G. G. prædict. ad 11 s. 4 d.

Admissio N. M. ex *sursumredd.* R. R.

Ad hanc Curiam compertum est per Homagium quod R. R. tenens Customar. hujus Manerii citra ultimam Curiam & ante hanc Curiam scilicet duodecimo die Novembris Anno Domini Mill'imo sexcentesimo sexagesimo quarto sursumreddidit in manus Domini Manerii prædict. per manus E. W. Gen. (in loco Ballivi & in præsentia T. G. & T. D. duorum Customar. tenen. Manerii prædict. id testan.) secundum consuetudinem Manerii prædict. totum illud Mesuagium suum cum Domibus, Horreis, Hortis, Pomariis, Viis Communiis proficuis & commoditat. quibuscunq; dicto Mesuagio sive ten'to spectan. seu aliquo modo pertin. cum singulis pertin. situat. apud *Pilgrims Hatch*, jacens per Regiam viam ducens à B. ad C. existen. parcell. de *Pollards*, nunc vel nuper in tenura R. f. Ad opus & usum N. M. Hæred. & Assign. suorum imperpetuum Qui quidem N. M. præsens hic in Cur. humilit. petit se admitti tenen. ad præmissa prædicta cum pertin. secundum formam & effectum sursumredditionis prædict. Cui Dominus Manerii prædict. per Senescallum suum prædict. concessit inde sei'nam. per virgam Habend. & tenend. sibi & Hæredibus suis de Domino per virgam ad volunt. Domini secundum consuet. Manerii prædicti per reddit. vii s. servicia

& consuet. inde prius debet. & de jure consuet. Et admissus est inde tenens & dat Domino de Fine quatuor libras & decem solidos fecitque Domino fidelitatem.

Admissio N. M. & G. Uxor. ejus.

Et postea ad istam eandem Curiam venit prædict. N. M. in propr. persona sua & in aperta Cur. sursumredd. in manus Domini Manerii prædicti per manus dicti Senescalli per virgam præmissa prædict. cum pertin. Ad opus & usum prædict. N. & G. Uxor. ejus & eorum diutius viven. & Hæred. ipsius N. imperpetuum Qui quidem N. & G. præsens hic in Cur. humilit. petunt se admitti tenen. ad præmissa prædict. cum pertin. Quibus Dominus Manerii prædict. per Senescallum suum præd. concessit & liberavit inde seinam. per virgam Habend. & tenend. præmissa prædict. cum pertin. præfat. N. & G. & eorum diutius viven. & Hæred. ipsius N. imperpetuum De Domino per virgam ad voluntatem Domini secundum consuet. Manerii præd. per reddit servicia & consuetud. inde prius debet. & de jure consuet. Et dant Domino de fine, &c. fec. fidelitatem & admissi sunt inde tenentes.

Admissio G. G. ex sursumrestitutione R. R.

Ad hanc Curiam compertum est per Homagium quod R. R. unus tenen. Customar hujus Manerii citra ultimam Curiam & ante hanc Curiam extra Curiam sursumredd.

in manus Domini Manerii prædict. per manus R. W. in loco Ballivi & in præsentia T. G. & T. D. duorum Customar. tenen. Manerii præd. hoc testan. secundum consuetud. Manerii præd. Omnes illas octodecim acras suas pasturæ & prati sive plus sive minus cum pertin. jacen. apud vel Prope Pilgrims Hatch, existen. parcell. de Pol-lards, nunc vel nuper in tenura R. J. Ad opus & usum G. G. Gen. Hæred. & Assign. suorum imperpetuum Qui quidem G. præfens hic in Curia humiliter petit. se admitti ad præmissa prædict. cum pertin. Cui Dominus Manerii prædict. per Senescallum suum prædict. concessit inde seisinam per virgam Hend. & tenend. sibi & Hæredibus suis imperpetuum de Domino per virgam ad voluntatem Domini secundum consuet. Manerii prædicti per reddit. xi s. iii d. servic. & consuetud. inde prius debit. & de jure consuet. & dat Domino de Fine tresdecim libras & decem solidos admissus est inde tenens fecitq; Domino fidelitatem.

Maner' } ff. Curia Baronis specialis A.P. Mil.
de S--- } Domini Manerii prædicti ibidem.
tent' &c. coram W. B. Arm. Senescallo ibidem.

H. maglum { G. G. Gen'
T. G.
J. S.
R. W. &
P. G. } Jur.

(K)

Sursum

Sursumredditio S. B.

Ad hanc Curiam ven. S. B. Gen. unus Customar. tenen. hujus Manerii qui tenuit sibi & Hæredibus suis de corpore suo legitime & creat. totum illud Mesagium sive ten'tum Customar. & Heriot. cum pertin. vocat. Put-halls & septem Crofta terræ eidem pertin. quorum unum jacet ex opposit. Messuagio prædict. aliud vocat. Barnecroft, aliud vocat. Perfield aliud vocat. Street-croft, aliud vocat. Woodshot, ac duo alia vocat. Fullers, continen. per estimationem viginti acras sive plus sive minus Necnon quatuordecim acras terræ & prati vocat Milland Necnon unam parcell. prati continen. per estimationem quinq; acras sive plus sive minus vocat. Great Meade, Necnon unum Croftum terræ vocat. Beningsfield, continen. per estimationem quatuor acras Necnon unum pratum Heriotabil. continen. per estimationem septem acras sive plus sive minus vocat. Bonners Meade, & un' Croft. terræ Heriot. voc. Cockercroft, continen. per estimationem tres acras Necnon duo alia Crofta terræ vocat. Upper-bridge Croft. & Nether-bridge Croft. contin. per estimationem quatuor acras & dimid. cum pertin. sive plus sive minus Ac unum aliud Croftum terræ vocat. Great Fullers, ac aliud vocat. Little Fullers, continen. per estimationem quinq; acras sive plus sive minus Necnon tres acras terræ vocat. Floods-croft, sive quocunq; alio nomine vel nominibus præmissa prædicta seu aliqua

Alique eorum parcell. vocantur sive cognoscuntur. Et in eadem Cur. sursum reddidit in manus Domini Manerii prædicti per manus Senescalli sui prædicti. omnia & singula præmissa prædicti. cum eorum pertin. Ad opus & usum F. S. & Hæredum suorum imperpetuum Qui quidem F. S. præsens hic in Curia humilit. petit se admitti ad præmissa prædicta cum pertin. Cui Dominus Manerii prædicti. per Senescallum prædicti. concessit & liberavit inde seisinam per virgam Hend. & tenend. sibi & Hæredibus suis de Domino per virgam ad voluntatem Domini secundum consuetud. Manerii prædicti. per reddit. servicia & consuetud. inde prius debet. & de jure consuet. & dat. Domino de Fine, &c. admissus est inde tenens fecitq; Domino fidelitatem.

Recuperatio.

Et postea sedente eadem Curia venit D. S. Gen. in ppr^a persona sua & in aperta Curia queritur versus præfat. F. S. præsens hic in Curia de placito terræ videlicet de uho Mesuagio vocat. Pothalls Necnon quadragint. acris terræ viginti acris prati & triginta acris pasturæ cum pertin. in S. infra Jur. hujus Cur. Et fecit ptestationem psequi querelam suam in Curia ista in forma & natura brevis Domini Regis de ingressu super disseisinam in le post ad communem legem secundum consuetud. Manerii prædicti Et invenit Pleg. ad psequend. querelam suam prædicti. videlicet J. D. & R. R. Et petit process. inde ei fieri secundum consuet. Ma-

(K 1)

nerii

nerii prædict. versus præfat. *F. S.* dirigend. retorn. &c. Et ei conceditur Et idem *F. S.* præfens hic in ista eadem Curia gratis comperuit ad placitum prædictum.

Et super hoc prædict. *D. J.* in propr' persona sua petit versus præfat. *F. S.* tenementa prædicta cum pertin. in *S. præd.* infra Jurisdictionem hujus Curie ut jus & hereditatem suam secundum consuet. Manerii prædicti Et in quibus idem *F. S.* non habet ingressum nisi post disseinam' quam *J. N.* inde injuste & sine Judicio præfat. *D. J.* infra triginta Annos jam ult. elaps. fecit Et unde dicit qd. ipsemet fuit sei'tus de ten'tis prædictis cum pertin. in Dominico suo ut de Feodo & jure tempore pacis tempore Domini nuper Regis *Caroli Primi*, & Domini Regis nunc capiend. inde explēs. ad valenc. &c. Et in quibus, &c. Et inde produc. sectam, &c.

Et super hoc prædict. *F. S.* in propr' persona sua venit & defend. jus suum quando, &c. Et vocat inde ad warr' præd. *S. B.* qui præfens hic in Curia gratis tenementa prædicta cum pertin. ei warrant.

Et super hoc prædict. *D. J.* petit versus præfat. *S. B.* tenen. per warr' suam ten'ta prædicta cum pertin. in forma præd. Et unde dic' qd. ipsemet fuit sei't. de ten'tis præd. cum pertin. in Dominico suo ut de feodo & jure ad voluntat. Domini secundum consuetud. Manerii prædict. tempore pacis tempore Domini Regis *Caroli Primi*, & Domini Regis nunc capiend. inde explēs. ad valenc' &c. Et in quibus, &c. Et inde producit sectam, &c.

Et

Et super hoc prædict. S. B. tenens per warr' suam venit. & defend. jus suum quando, &c. Et ulterius vocat. inde ad warran. J. C. qui s'lit. præsens est hic in Curia in propria persona sua. Et gratis ten'ta prædicta cum pertin. ei warantizat.

Et super hoc prædict. D. J. pet. versus præfat. J. C. tenen. per warr' suam tementa prædicta cum pertin. in forma prædicta Et unde dicit qd. ipsemet fuit se'ctus de ten'tis prædictis cum pertin. in Dominico suo ut de Feodo & jure ad voluntatem Dni. secundum consuet. Manerii præd. tempore pacis tempore nuper Domini Regis *Caroli* Primi, & Domini Regis nunc capiend. inde exples. ad valenc' &c. Et in quibus, &c. Et inde producit sectam, &c.

Et super hoc præd. J. C. tenens per warr' suam præd. in propr' persona sua venit hic in ista eadem Curia & defend. jus suum quando, &c. Et dicit qd. præd. J. N. non dissei'vit præd. D. J. de ten'tis prædictis cum pertin. prout idem D. J. per breve & narrationem sua præd. superius suppon. Et de hoc pon. se super Homagium Cur. Manerii prædict. Et præd. D. J. pet. licenc. inde interloquendi hic usq; ad horam secundam post meridiem ejusdem diei & ei conceditur, &c. eadem hora dat. est prædict. J. C. hic, &c.

Et postea scilicet ad præd. horam secundam post meridiem ejusdem diei idem D. J. revenit hic in Cur. in propr. persona sua Et præd. J. C. licet solemnit. exact. non
(K 3) revenit

revenir sed in contempt. Cur. recessit & default. fecit. Ideo secundum consuet. Manerii prædicti consideratum est per Curiam hic qd. præd. D. J. recuperet seisin. suam versus præfat. F. S. de ten'tis prædictis cum pertin. Hend. & tenend. eidem D. J. & Hered. suis ad voluntatem Domini secundum consuet. Manerii præd. quiet. de præd. F. S. & Hæredibus suis imperpetuum Et quod idem F. S. habeat de terris præfat. S. B. ad valenc. &c. infra, &c. Et quod idem S. B. ulterius habeat de terris præd. J. C. ad valenc. &c. infra, &c. Et quod idem J. C. sit in misericord. &c. Et super hoc præd. D. J. petit precept. Ministro Cur' Manerii præd. dirigend. de habere fac. ei plenar. seisinam de & in ten'tis prædictis cum pertin. & ei conceditur retornabile hic indilate, &c.

Et postea scilicet isto eodem die venit hic in Curia minister Cur. præd. viz. T. S. Ballivus ibidem, & retornat præceptum præd. sibi inde direct. in omnibus servitum & in forma juris execut. videlicet qd. ipse virtute præcepti prædicti isto eodem die habere fecit dicto D. J. plenar. seisinam de & in ten'tis prædict. cum pertin. sic recuperat. prout ei superius mand. fuit Et super hoc modo ad istam eandem Curiam venit præfat. D. J. in propria persona sua & humiliter petit se admitti ad præmissa prædicta cum pertin. secundum formam & effectum recuperationis prædictæ Et Dominus Manerii præd. in plena executione recuperationis præd. & secundum consuetud. Maner. præd. per

per Senescallum suum præd. concessit ei inde seisinam per virgam Hend. & tenend. omnia & singula præmissa præd. cum pertin. præfat. D. J. Hæredibus & Assign. suis de Domino per virgam ad voluntat. Domini secundum consuetud. Manerii præd. per redditus servic. & consuetud. inde prius debet. & de jure consuet. deditq; Domino de fine, &c, admissus est inde tenens fecitq; Domino fidelitatem.

Et postea scilicet ad eandem Curiam vener' prædict. F. S. S. B. & J. C. in propriis personis suis & hic in aperta Cur. sursum redd. per virgam in manus Domini Manerii præd. per nanus Senescalli sui omnia & singula præmissa præd. cum pertin. Ad opus & usum dicti D. J. Hæred. & Assign. suorum imperpetuum Et ulterius pro se Hæredibus Executoribus & Administratoribus suis & eorum quolibet separatim & respective plene libere & absolute remisit relaxaver' & imperpetuum quiete clamaver. præfat. D. J. in plena & pacifica possessione & seisinâ sua existente Hæredibus & Assign. suis totum jus stat. titulum interesse clam. & demanda sua quecunq; ipsorum præfat. F. S. S. B. & J. C. & eorum cujuscunq; de in vel ad præmissa præd. cum pertinenciis vel aliquam partem sive parcellam inde necnon omnes & omnimod. errorem & errores causam & causas erroris & errorum misprisiones defectus & erroneos processus quocunq; & qualitercunq; habit. commiss. omiss. permiss. seu perpetrat. in querel. plit. process.

(K 4)

Judicio

Judicio & excecutione supra dict. vel eorum aliquo.

Admissio S. B. & C. G.

Et postea præd. D. J. ad istam eundem Curiam venit in propr. persona sua & in aperta Cur. sursumredd. in manus Domini Manerii præd. per manus dicti Senescalli per virgam secundum consuetud. Manerii præd. omnia & singula præmissa præd. cum pertin. sicut in forma præd. recuperat. ad opus & usum S. B. præd. & C. G. quam dict. S. B. (Deo dante) duceret in Uxorem p & duran. vir. eorum & alterius eorum diutius viven. & Hæredibus de corpore dict. S. de corpore dictæ C. G. legitime procreand. & p defectu talis exitus remanere inde præd. S. B. & Hæredibus suis imperpetuum Qui quidem dict. S. B. & C. G. præsentis hic in Curia humilit. petunt se admitti ad præmissa præd. cum pertin. secundum formam & effectum sursumredditionis prædictæ quibus Dominus Manerii prædict. per Senescallum suum prædict. concessit & liberavit inde seisinam per virgam Hend. & tenend. præfat. S. B. & C. G. p & duran. vita eorum & alterius eorum diutius viven. & Hæredibus de corpore prædict. S. B. de corpore dictæ C. G. legitime procreand. Et pro defectu talis exitus remanere inde prædict. S. B. & Hæredibus suis imperpetuum de Domino per virgam ad voluntatem Domini secundum consuet. Manerii prædict. per redditus servicia & consuet.

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consuet. inde prius debet. & de jure consuet.
& dant Domino de Fine octoginta libras &
admissi sunt inde tenentes fecerunt; Domi-
no fidelitatem.

*Sursumreddicio S. B. ad usum ultime
voluntatis.*

Et etiam ad hanc Curiam ven. S. B. præ-
dict. Gen. qui tenuit sibi & Hæredibus suis
de Domino hujus Manerii per virgam ad vo-
luntatem Domini secundum consuet. Ma-
nerii prædict. unum Mesuagium sive ten'tum
cum dimidio virgat. terræ Customar. & He-
riot, necnon unum Croftum terræ vocat.
Great Swaynes, continen' per estimationem
quinq; acras terræ ac etiam tresdecim acras
terræ vocat. Tingiis Customar. & Heriot.
necnon unam Hoppett. continen. unam
Rodam terræ parcell. terræ vocat. Scarlets
cum pertin. necnon unam parcellam terræ
continen. tres acras & dimidium sive plus
sive minus parcellam cujusdam tenementi
vocat. Sabernes, Customar. & Heriot. cum
pertin. & sursumreddidit præmissa cum per-
tin. in manus Domini Manerii prædict. per
manus Senescalli sui præd. ad opus & usum
ultime voluntatis & testamenti sui in
scriptis.

Maner'

Maner' } ff. Curia Baronis A. B. Mil. Do-
 de S--- } mini Manerii præd. ibidem tent.
 pro Manerio prædicto vicesimo
 secundo die Januarii Anno Reg-
 ni, &c. coram W. B. Armiga-
 ro, Senescallo ibidem.

Homagium { T. G. } { J. C. }
 { H. L. } { P. G. }
 { R. W. } { & } { J. R. }
 { T. D. } { G. R. }

Nomina tenen.

HOmagium prædict. super sacram. suum
 present. qd. R. S. Gen' vi d. M. P.
 Gen' vi d. T. B. Gen' vi d. S. B. Gen' vi d.
 A. B. Gen' vi d. G. H. vi d. R. B. vi d.
 D. C. vi d. L. W. vi d. T. J. vi d. Gen'
 H. R. vi d. sunt Customar. tenen. hujus
 Manerii & debent festam hic ad hanc Cu-
 riam & default fecer. Ideo quilibet eorum
 in mia' est prout patet super eorum Ca-
 pita.

Mia' pro boscis.

Item ad hanc Curiam præsentat. est per
 Homagium qd. post ultimam Curiam &
 ante hanc Curiam J. R. Amputavit Anglice
 hath lopped, duos arbores crescen. super com-
 muniam Domini sine Assignatione Wood-
 wardi. Ideo in misericordia est 3 s. 4d.
 Et qd. R. P. amputavit ut supra unam ar-
 borem ideo ipse in mia' est 6 d.

Obit.

Obit. A. R. & prima Proclam'

Ad hanc Curiam compertum est per Homagium qd. *A. R.* vid. Customar. tenen. hujus Manerii post ultimam Curiam & ante hanc Curiam obiit se'it. de medietate duorum Mesuagiorum sive tenement. & octodecim acras terræ cum pertinen. sed quis est prox' Hæres penitus ignorant Ideo ad hanc Cur' prima Proclam' facta est qd. Hæres prædict. *A. R.* veniat hic in Cur. ad capiend. præmissa prædict. quæ illis descendit post mortem prædictæ *A. R.* sed nemo venit.

Secunda Proclam' post mortem A. M. vid.

Ad hanc Curiam secunda Proclam' facta est qd. proximus Hæres *A. M.* vid. veniret hic in Curia ad capiend. duo Cotag. sive tenement. quæ ei descend. post mortem prædictæ *A. M.* sed nemo venit.

Admissio J. S. ex sursumreditione T. D.

Aceriam compert. est per Homagium prædict. qd. *T. D.* qui de Domino hujus Manerii tenuit sibi & Hæredibus suis per virgam ad voluntatem Domini secundum consuet. Manerii præd. un' Customar. tenementum sive Cotag. jacens super Southweald Common. prope Wealdside-mill in Parochia de S. Aceriam unam parcell. terræ eidem pertinen. modo in tenura de *L. W.* post ultimam Curiam & ante hanc Curiam scilicet primo

primo die Augusti Anno Domini Mil^{imo} sexcentesimo sexagesimo quinto sursumredd. in manus Domini Manerii prædict. per manus G. D. loco Ballivi in præsentia H. L. & G. R. duorum Customar. tenen. Manerii prædicti id testan. secundum consuet. ejusdem Manerii præd. Mesuag. sive ten^{um} cum omnibus domibus ædificiis atriiis hortis gardinis pomariis aceriam prædict. parcellam terræ continen. per estimationem unam ac^{us} sive plus sive minus cum omnibus & singulis pertin. Ad opus & usum J. S. de G. in Com. Essex. & Hæred. & Assign. suorum imperpetuum Qui quidem J. S. præsens hic in Cur. humilit. petit se admitti Cui Dominus Manerii prædict. per Senescallum suum prædictum concessit inde se^{inam} per virgam secundum consuet. Manerii prædict. Hend. & tenend. omnia & singula præmissa prædict. præfat. J. S. Hæred. & Assign. suis imperpetuum per redditus servicia & consuet. inde prius debet & de jure consuet. Et admissus est inde tenens & dat Dno. de Fine septem libras fecitq; Domino fidelitar.

R. A. ad S. K. Sursumreditio Conditional

Ad hanc Curiam compertum est per Homagium prædict. qd. R. A. unus Customar. tenen. hujus Manerii citra ult. Curiam & ante hanc Curiam scilicet nono die Maii extra Cur. sursumreddidit in manus Domini Manerii prædict. per manus G. D. in loco Ballivi & in præsentia T. G. & G. R. duorum Customar. tenen. Manerii præd. & id testan.

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erit va^{um}
bore &

testan' secundum consuet. Manerii prædicti totum illud Customar. Mesuag. sive tenement. vocat. Brewers sive quocunq; alio nomine cognoscitur cum omnibus pomariis gardinis domibus ædificiis & tres acras Customar. terræ eidem spectan. situat. & existen. in S. in Com. Essex. modo in occupatione T. R. & R. A. prædict. simul cum un. al. Customar. Cotag. sive tenemento cum pertin. modo in occupatione L. A. Ad opus & usum S. K. de D. in Com. præd. & Hæred. suorum imperpetuum Proviso semper & sub hac conditione sequen. qd. si prædict. R. A. Hæredes Executores Administratores sive Assign. sui solvant seu solvi Causarent præfat. S. K. Executoribus Administratores sive Assign. suis plenam summam Centum & viginti & septem librarum & quatuor solid. bonæ & leagalis monetæ Angl. in vel super decimum quartum diem Aprilis qui foret in Anno Domini Mil^{mo} sexcentesimo sexagesimo sexto in vel apud mancionalem dom. prædict. S. K. situat. in D. prædict. tunc sursumreddit. prædict. erit vacua alioquin remanere in plen. robore & virtute.

Maner'

Maner' } ff. Curia Baronis A. B. Militis,
de S.... } Domini Manerii prædicti ibidem
tent' decimo sexto die Februarii
Anno Regni Domini nostri, &c.
coram W. B. Arm' Senescallo
ibidem.

Homagium { H. L. Gen' } { G. R. }
 { J. S. } { J. T. }
 { W. C. } { & }
 { R. A. } { P. G. } fur'

Defalt' tenen'

AD hanc Curiam Homag' præd. præ-
sent. super sacrum suum qd. R. S.
Gen' vi d. T. C. Gen' M. P. Gen' S. B. Gen'
A. B. Gen' S. W. Gen' G. A. Gen' R. B.
A. W. Gen' J. W. A. W. Gen' J. W. Jun. &
F. C. Gen' sunt tenen. Domini Manerii
predicti. Et debent sectam hic ad hanc Cu-
riam & fecer. defalt. Ideo quilibet eorum in
mia est' prout patet super eorum capita.

Obit. A. R. & secunda Proclam'

Ad hanc Curiam secunda Proclamatio
facta est qd. p̄ximus Hæres A. R. vidue
modo defunct. veniret hic in Curiam ad
capiend. medietat. duorum Mesuagiorum
sive tenement. & octodecim acrar. terræ
cum pertin. que ei discend. per mortem
dictæ A. R. sed nemo venit.

Admissio

Cu
dicto
sexcen
fuit pe
per vi
termin
nemen
de S.
pertin
fuerun
mentu
prædic
raver.
& dat
cum
lic. A
Mane
lis & A
Anglia
præfat
& hun
cum p
suum
J. S.
Hend.
tin. p
imper
luntat
rii præ
inde p
Dno.

Admissio E. M. vid.

Cum ad Curiam tent' p Manerio prædicto nono die Maii Anno Domini Mill'imo sexcentesimo sexagesimo sexto compertum fuit per Homagium prædict. qd. *D. M.* (nuper vidua & Relicta *R. M.*) obiit scilicet pro termino vite sue de duob. Cotag. sive tenement. cum pertin: jacen. ppe Ecclesiam de *S.* (quæ quidem Cotag. prædict. cum pertin. antea quando præfat. *R. M.* vixit fuerunt tantum unum Meluagium sive tenementum vocat. Brooms, sed tui tenement. prædict. cum pertin. descend. penitus ignoraver. Modo ad hanc Curiam venit *J. S.* & dat Homag. intelligi qd. tenement. præd. cum pertin. descend. *E. M.* vidue & Relict. *E. M.* Gen' prout per Rotul. Cur' Maner. præd. de vicesimo primo die Aprilis & Anno decimo sexto *Caroli* nuper Regis Angliæ, &c. patet Et in eadem Curia venit præfat. *E. M.* per dictum *J. S.* Attorn. suum & humilit. pet. admitti ad tenementa præd. cum pertin. Cui Dominus per Senescallum suum concessit & deliberavit inde per præd. *J. S.* Attorn. suum seisinam per virgam Hend. & tenend. tenementa præd. cum pertin. præfat. *E. M.* Heredibus & Assign. suis imperpetuum de Domino per virgam ad voluntatem Domini secundum consuet. Manerii prædicti per reddit. servicia & consuet. inde prius debet. & de jure consuet. & dat Dno. de fine prout patet Et admissus est
tenens

tenens per præd. J. S. Attorn. suum Fidelitas ejus tamen respectuatur.

Curia ad P. sursumredd. sub Conditione.

Ad hanc Curiam compertum est per Homag. præd. qd. J. C. unus Customar. tenens hujus Manerii citra ultimam Curiam & ante hanc Curiam scilicet decimo quarto die Februarii An. Reg. Dni. Caroli Secundi Regis Angliæ, &c. decimo octavo An. Dno. 1665. extra Cur. sursumredd. in manus Domini Manerii præd. per vingam per manus H.L. & A. B. duorum Customar. tenent. hujus Manerii id testan. secundum consuet. Manerii præd. totum illud Mesuagium sive tenementum vocat. Webb's cum Omnibus Edificiis Stabulis Atriis Pomariis Gardinis & pertin. quibuscunq; adinde spectan. sive pertinen. Ac etiam duas pecias sive parcell. terre cont. per estimationem quatuor acras sive plus sive minus abuttan. super terr. G.K. vocat. Hasulls ex parte boreal & super terr. A.W. Gen. ex parte oriental. & super terr. E. C. ex parte occidental. cum omnibus & singulis pertin. adinde spectan. modo in tenura sive occupatione dict. J. C. Ad opus & usum J. P. in Paroch. de N. in Com. Essex. Clerici Hæredibus & Assign. suis imperpetuum sub conditione tamen qd. si prædictus J. C. Hæredes Executores Administratores sive Assign. sui solvant seu solvi faciant præfat. J. P. Executoribus Administratoribus sive Assign. suis plenam summam sexdecim. librarum & sexdecim. solidorum

dorum bone & legalis monetæ Angliæ modo & forma sequen. videlicet novem solidos inde super decimum quartum diem Augusti proxime sequen. dat. hujus Sur. acetiam novem solid. magis inde super decimum quartum diem Februarii qui foret Anno Domini 1666. Acetiam novem solidos magis inde super decimum quintum diem Augusti tunc proxime sequen. Acetiam quindecim libras & novem solidos remaner. inde super decimum sextum diem Februarii qui foret Anno Domini 1667. apud mancionalem Domum *M. P.* vidue situat. in *N.* prædict. Qd. tunc sursumreddit. præd. erit vacua alioquin remaneat in suis plen. robore & virtute.

Admissio T. W. ex sursumredd. J. C.

Ad hanc Curiam compertum est per Homagium qd. *J. C.* unus Customar. tenen. hujus Manerii citra ultimam Curiam & ante hanc Cur. scilicet tricesimo die Januarii Anno Dni. Mill^{mo} sexcen. sexages. quinto extra Cur. sursumredd. per virgam in manus Domini Manerii prædict. per manus *T. B.* loco Ballivi & in præsentia *R. W.* & *A. B.* duorum Customar. tenen. hujus Manerii id testan. secundum consuet. Manerii præd. Totas illas quinque pecias sive parcell. Customar. terræ cum parvo bosco adinde contigue adjacen. continen. per estimationem sex acras sive plus sive minus abuttan. super Communiam de *S.* ex parte boreali Acetiam super Cotagium & pomar. *A. B.* præd.

(L)

cx

ex parte australi Acetiam super terram *R.W.*
 præd. & *J. R.* ex parte oriental. Acetiam
 super terr. *A. W.* Gen^r ex parte occidentali
 Cum omnibus & singulis pertin. modo in
 tenura sive occupatione dict. *R.W.* Ad opus
 & usum *T. W.* Filii dict. *R.W.* Hæred. &
 Assign. suorum imperpetuum Sub Conditio-
 ne in hiis Anglicanis verbis sequen. " That
 " if the said *T. W.* his Executors, Admini-
 " strators or Assigns, do and shall well and
 " truly satisfy, content and pay, or cause
 " to be satisfied, contented and paid, out
 " of the said Lands, unto his Sister and
 " Brothers Threescore Pounds of good
 " and lawful money of *England* (that is to
 " say) To *S.W. J. W.* and *R.W.* Twen-
 " ty pounds apiece, when they shall accom-
 " plish their severall Ages of one and twen-
 " ty Years; which said Sum or Sums of
 " Money were Legacies given, willed and
 " bequeathed unto them the said *S. J.* and
 " *R.* by the last Will and Testament of
 " their Granfather *T. B.* late of *S.* afore-
 " said, Carpenter, deceased. And if it
 " shall happen the said *T. W.* his Excec-
 " tors or Assigns, refuse paying of the said
 " Legacies or Sums of Money unto his
 " said Sister and Brothers, above the space
 " of one Month next over or after they
 " shall accomplish their said severall Ages
 " of one and twenty Year, upon demand
 " thereof at or in the Church-Porch of the
 " Parish-Church of *S.* aforesaid, That then,
 " and from thenceforth, and at all times
 " after, it shall and may be lawful to and
 " for

“ for the said S. J. and R. or either of
 “ them, to enter upon the Lands for her
 “ and their parts, without the Lett, Suit,
 “ Trouble, Interruption, Molestation or
 “ Disturbance of the said T. W. his Execu-
 “ tors, Administrators or Assigns, or of
 “ any other Person or Persons whatsoever.

Cui quidem T. W. præsen. hic in Curia
 Dominus Manerii præd. per Senescallum
 suum præd. in eadem Curia concessit sei-
 sinam per virgam Hend. & tenend. eidem
 T. & Hæredibus suis secundum form. &
 effectum sursumredditionis superius mencio-
 nat. de Domino per virgam Ad volunta-
 tem Domini secundum consuet. Manerii
 præd. per reddit. servitia & consuetud. inde
 prius debet. & de jure consuet. deditq; Do-
 mino de Fine per manus R. W. ejus patris
 duodecim libras & admissus est inde tenens
 modo & forma supradict. sed fidelitas ejus
 respectuatur quousq; &c. Et postea in ista
 eadem Curia Dominus Manerii præd.
 ad humilem peticon. dicti R. W. concessit
 eidem Rado custodiam tam corporis quam
 terræ dict. T. W. Hend. & tenend. custo-
 diam præd. eidem Rado. pro & duran. mi-
 nori ætate præfat. T. W. de Domino per
 virgam ad voluntatem Domini secundum
 consuetud. Manerii præd. per reddit. servic.
 & consuet. inde prius debet. & de jure con-
 suetud. deditq; Domino de Fine pro custod.
 præd. prout patet in Capite & admissus est
 ad eandem modo & forma supradict.

Maner' } ff. *Visus Franc-Pleg' cum Curia Ba-*
 de S. } *ronis A. B. Mil' Domini Mane-*
vii pradiet. ibidem tenet' &c.
coram W. S. Ar' Senescallo
ibidem.

Jurat. pro Domino Rege cum Homag.

G. G. Gen'	} <i>Jur'</i>	G. R.	} <i>Jur'</i>
T. G.		J. T.	
J. S.		R. W.	
H. L.		W. C.	

Homagium.

J. S.	} <i>Jur'</i>	j. W.	} <i>Jur'</i>
N. M.		H. R.	
R. S.		R. R.	
F. S.		J. L.	

Communis Fines xviii d.

QUI quidem Juratores Jurat. & oner. at.
 super sacrum. suum dicunt qd. dant
 Dn. de Com'ni Fine xviii d. Et qd. R. S.
 Ar' vi d. A. W. Gen. vi d. S. B. Gen. vi d.
 W. P. Gen. vi d. T. W. Gen. vi d. W. L. vi d.
 sunt tenentes hujus Manerii & debent
 sectam hic ad hanc Cur. & fecer. defalt.
 Ideo quilibet eorum in mia. prout patet
 super eorum Capita.

Mia'

Mia' pro inclus. & arando partem Vasti

Ad hanc Letam præsentat. est per Homagium qd. D. H. inclusit Anglice inclosed, & aravit partem vasti Domini hujus Manerii vocat. a Lane, ducent. a Bothals ad Communiam de Upmaster Ideo in mia' est x s.

*Tertia Proclam' post mortem A. R. vid.
& forisfact.*

Ad hanc Curiam tertia Proclam. facta est qd. proximus Hæres A. R. vidue defunct. veniret hic in Curia admitti ad medietatem duorum Mesuagiorum sive tenement. & octodecim acrar' terræ cum pertin. que ei descendit per mortem dict' A. R. sed nemo venit Ideo præcept est T. S. Ballivo Manerii prædict. seifiri fac'e præmissa præd. in manus Domini Manerii præd.

*Sursumredditio Conditional. A. ad A. pro
beneficio S. M.*

Cum ad Cur' tent. pro hoc Manerio 22^o. die Januarii Anno &c. compertum fuit per Homagium qd. R. A. unus Customar. tenen. hujus Manerii extra Curiam videlicet nono die Maii Anno &c. sursumreddidit in manus Domini per manus G. D. in loco Ballivi & in præsentia T. G. & G. R. duorum Customar. ten'tium Manerii præd. secundum consuerud. Manerii præd. totum

(L 3)

illud

illud Customar. Mesuag. sive tenement. vocat. Brewers, sive quocung; alio nomine cognoscitur cum Omnibus Pomariis Gardinis Domibus & pertin. Ac etiam tres acras Customar. terræ eidem Mesuagio spectan. modo in occupatione *J. R. & R. A.* præd. simul Ac un' aliud Customar. Cotag. sive ten'tum cum pertinen. modo in occupatione *L. A.* Ad opus & usum *S. K.* de *D.* in Com. Essex. vid. & Hæredum suorum imperpetuum sub Conditione qd. si prædict. *R. A.* solveret præfat. *S. K.* plenam summam Centum vigint. & septem librarum & quatuor. solid. super decim. quart. diem Aprilis qui foret An. &c. qd. tunc fursum reddit. præd. erit vacua alioquin remanere in suis plenis robore & virtute Modo ad hanc Curiam venit. *J. A.* de *D.* præd. per assensum & Assignationem præd. *S. K.* & cognovit plenam satisfactionem secundum formam & effectum fursumredd. Conditional. prædict. Et postea ad hanc Curiam venit *R. A.* præd. in ppr. persona sua & in aperta Curia fursumredd. in manus Domini per manus Senescalli sui præd. omnia & singula præmissa prædicta cum pertin. ad opus & usum *J. A.* præd. & *T. A.* de Mag. Burstead in Com. Essex. prædict. hered. & assign. suorum imperpet. sub conditione tamen qd. si prædictus *R.* Hæredes Executores Administratores vel Assignati sui solverent seu solvi Causarent prædict. *J. A.* & *T. A.* Executoribus vel Administratoribus suis plenam summam Centum & sex librarum bonæ & legalis monetæ Angliæ in vel super

super decimum octavum diem Aprilis qui foret Anno Domini Millesimo sexcentesimo sexagesimo septimo pro usu & beneficio S. M. præd. qd. tunc sursum redditio præd. erit vacua & nullius vigoris alioquin reman. in plenis robore & effectu.

Ad hanc Curiam Jur' præsent. qd. H. L. Gen. citra ultimam Curiam & ante hanc Curiam effodit Anglice digged, parcell. Domini terræ super Vastum Ideo ipse in misericordia est vi d. Q'dq; F. S. illicite amputavit arbores super Com'niam sine licentia Domini Manerii præd. Ideo ipse in misericordia est vi d.

Maner' } ff. Curia Baronis E. K. Militis, &
de S---- } S. N. Armigeri, Domini Mane-
rii prædicti ibidem tent' die Mar-
tis decimo nono die Maii Anno
Regni Domini nostri Willielmi
tertii, Dei gratia, Angl. Scoc.
Franc. & Hibern. Regis, Fidei
Defensoris, &c. octavo Annoque
Domini Mill'imo sexcentesimo no-
nagesimo sexto coram M. C. Gen.
Senescallo ibidem.

L. R. Eſſon. de Sect. hujus Cur. per J. B.

Homagium { W. M.
 { J. S.
 { L. B. } Jur'
 { R. B.
 { J. L. }

(L 4)

AD

Admissio J. S.

AD hanc Curiam compertum est per Homagium qd. *M. S.* un' Customar. Tenen. Manerii prædicti post ultimam Curiam & extra Cur. scilicet tertio die Octobris ult. præterit. sursumredd. per virgam in manus Domini Manerii prædicti per manus & acceptationem *J. P. Gen.* stantis in loco Ballivi Dni. & in præsentia *J. S.* & *R. B.* duorum Customar. Tenentium Manerii prædicti sursumreddition. ill. Testantes secund. consuetudinem Manerii prædicti Totam illam Customariam Melinam Anglice a Stall, or Butcher's Shambles, vocat. & cognit. per nomen Melinæ *P. S.* existen. & stant. in *B.* in Com. Essex. & rent. de Manerio prædicto & tunc in occupatione *J. S.* de *S.* in Com. prædicto *L. Hæredum* & Assignatorum suorum imperpetuum in consideratione quinq; librarum solut. prædict. *M. S.* cujus moneræ receptionem agnovit in plenam ejus satisfactionem Super quo ad hanc Curiam venit præd. *J. S.* & petiit se admitti Tenen. ad præmissa prædicta Cui quidem *J. Domini* hic in plena Curia per Senescallum suum prædict. concesserunt & liberaverunt inde Seisinam per virgam Tenend. sibi & Hæredibus & Assignatis suis per virgam ad voluntatem Domini secundum consuetudinem Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. &c. Et dat Domino de Fine put. patet, &c. Et admissus

missus est inde Teuens fecitq; Dominis fidelitatem, &c.

Prima Proclamatio.

Item ad hanc Curiam compertum est per Homagium qd. S. J. un' Customar. Tenen. Manerii prædicti post ultimam Curiam Et ante hanc Curiam scilicet undecimo die Februarii ultimo præ'it. sursum redidit per virgam in manus Dominor. Manerii præd. per manus & acceptationem T. W. Gen. tunc Senescalli ibidem secundum consuetudinem Manerii prædicti Totum illud Customarium Meluagium sive Tenementum cum omnibus ejus extradominibus Horreis Scabulis Pomariis Hortis Terris Pratis Pasturis & pertinentiis quibuscunq; eidem pertinent. continen. per estimationem novem acras plus plus sive minus tunc vel nuper in tenura vel occupatione R. D. aut Assignatorum suorum ad opus & usum T. H. Jun. de S. in Com. præd. Yeoman, Harredum & Assignatorum suorum ad voluntatem Domini secundum consuetudinem Manerii prædicti Et quia prædict. T. H. non venit, &c.

Prima Proclamatio.

Item ad hanc Curiam præsentatum est per Homagium qd. T. K. nuper un' Customar. Tenen. Manerii prædicti post ultimam Curiam & ante hanc Curiam obicit super quo ad istam Curiam facta fuit prima

ma Proclamatio alta voce trinaq; vice qd. si aliquis clamaret seu vendicaret aliquod jus statum Titulum clam. In-teresse vel demand. de in vel ad aliqua Terras seu Tenementa Customar. tent. de Manerio prædict. de quibus prædictus T. R. obiit seifit. qd. veniret & admitteretur Sub-pœna forisfactur. Dominus Manerii prædicti Et nullus tunc venit, &c.

Defaltores.

Homagium præsentant omnes Tenentes hujus Manerii qui debent sectam ad hanc Curiam & ad hunc diem fecerunt defaltum Et dicunt qd. quilibet eorum sit in mia' duodecim denar.

Incrochiament'

Præsentat. est etiam per Homagium qd. R. P. incrochiavit super vastum Domini absq; licentia Ideo ipse in mia. xii d.

Maner'

Man
de S

Ad

C
non
per
Ter
mar
und
sum
pra
Ger
con
lud
sun

Maner' } ff. Curia Baronis E. K. Milit' &
de S--- } S. N. Arm' Domini Manerii
prædicti ibidem tent' die Veneris,
scilicet duodecimo die Junii Anno
Regni Domini nostri Willielmi
tertii, Dei gratia, Angl. Scoc.
Franc. & Hibern. Regis, Fidei
Defensoris, &c. octavo, Annoq;
Domini, Mill'imo sexcentesimo no-
nagesimo sexto coram M. C. Gen.
Senescallo ibidem.

Effson' Null'

Homagium { J. S.
 { W. M. } fur'
 { D. B. }

Admissio T. H. ex sursumrestitutione S. J. in
cons' Maritagii

CUM ad Curiam Baron. Dominor. Ma-
nerii prædicti tent' die Martis decimo
nono die Maii ult. præterit. compertum fuit
per Homagium qd. S. J. un' Customar.
Tenen. Manerii prædicti citra tunc ulti-
mam Curiam ac ante istam Curiam scilicet
undecimo die Febr. tunc ult. præterit. sur-
sumreddidit in manus Domini Manerii
prædicti. per manus & acceptionem T. W.
Gen' adtunc Senescalli ibidem secundum
consuetudinem Manerii prædicti Totum il-
lud Customar. Mesuagium sive Tenemen-
tum cum extra Domibus Horreis Stabulis
Plateis

Plateis Areis Pomariis Hortis Terris Pratis
 Pasturis & Appurtinenciis quibuscunq; ei-
 dem pertinen. continen. per estimationem
 novem acras sive plus sive minus tunc vel
 nuper in tenura sive occupatione R. D. aut
 Assignatorum suorum ad opus & usum T. H.
 Jun. de S. in Com. prædict. Yeoman, Hæ-
 redum & Assignatorum suorum Et quia nul-
 lus venit ad istam Curiam sursum capere
 præmissa prædicta Ideo prima Proclamatio
 facta fuit, &c. Modo ad hanc Curiam ve-
 nit prædictus T. H. Jun. Et humiliter petit
 de Dominis Manerii prædict. se admitti
 Tenen. ad Tenementa & præmissa præ-
 dicta cum pertinenciis Cui Domini Manerii
 prædict. per Senescallum suum concesserunt
 & liberaverunt inde Seisinam per virgam
 habend. & tenend. eidem T. H. Jun. Hæ-
 redibus & Assignatis suis secundum formam
 & effectum sursum redditionis prædict. de
 Dominis per virgam ad voluntatem Domi-
 nor. secundum consuetudinem Manerii præ-
 dicti per reddit. consuetudines & servitia
 inde prius debet. & de jure consuet. &c.
 deditq; Dominis de Fine prout pater, &c.
 & admissus est inde Tenens fecitq; Domi-
 nis fidelitatem, &c.

Admissio T. H. & S. ex' ejus.

Et postea ad istam eandem Curiam ac se-
 dente Curia prædict. T. H. Jun. in conside-
 ratione Maritagii habend. inter ipsum præ-
 dict. T. H. & S. H. de Parochia de S. in
 Com. Essex. Spinster, ac octoginta librarum
 eidem

eidem *T. H.* solvend. in Maritagio cum prædicta *S. H.* sursumreddidit in manus Dominorum Manerii prædicti per manus & acceptance *M. C. Senescalli* ibidem secundum consuetudinem Manerii prædicti Tenementa & præmissa prædicta cum pertinentiis ea intentione qd. Domini Manerii prædicti reconcedere dignarent præmissa præd. ad opus & usum ipsius *T. H.* & *S. H.* designatæ Ux. ejus pro & durante Termino vitarum eorum & vitæ eorum diutius viventis & post eorum decessum ad usum Hæredum de corpore prædictæ *S.* per dictum *T.* legitime procreand. Et pro defectu talis exitus ad usum rect. Hæredum prædicti *T.* imperpetuum Subject. tamen & sub Conditionem pro solutione summæ quadraginta librarum legalis monetæ Angliæ, tali persone seu talibus personis cui vel quibus prædicta *S.* ante vel post Maritagium inter eos solemnizand. per aliquod Scriptum sub manu & sigillo prædict. *S.* Testatum per tres vel plures credibiles testes declaret limitaret vel appunctuaret solvend. infra spacium unius Anni post decessum ipsius *T. H.* & vitæ *S.* designatæ Uxoris ejus & non ante & pro defectu talis solutionis ad usum talis personæ sive personarum cui vel quibus prædict. *S. H.* per aliquod tale Scriptum dirigeret vel appunctuabit usq. prædict. summa quadraginta librarum cum legali Interesse soluta foret. Et superinde dicti *T. H.* & *S. H.* præsentem in Curia in propriis personis suis petunt gratiam Domin. Manerii prædicti qd. admitterentur Tenen. ad præmissa

missa secundum formam & effectum dictæ
 sursum redditionis Quibus quidem T. H. &
 S. H. Domini Manerii præd. per dictum
 Senescallum liberaverunt de præmissis Seisi-
 nam per virgam Tenend. eis & Assignatis
 suis pro Termino vitarum suarum natura-
 lium & vitæ eorum diutius viven. si Marita-
 gium prædict. solempnizaret & non aliter
 secundum formam & effectum dictæ sur-
 sum redditionis de Dominis Manerii ad vo-
 luntatem Dominorum secundum consuetu-
 dinem Manerii prædicti per reddit. & ser-
 vic. proinde prius debet. & de jure consuet,
 &c. Et dictus T. fecit fidelitatem, &c. Et
 admissi sunt inde Tenentes, &c. Salvo cuiq;
 jure, &c.

Secunda Proclamatio.

Ad hanc Curiam secunda Proclamatio
 facta est pro terris & Tenementis Customa-
 riis de hoc Manerio tentis de quibus T. R.
 obiit seiscus ut ad ultimam Curiam, &c.

Maner

Man
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terras Customarias vocat. Jacksons, conti-
 nen. per estimationem duodecim acras plus
 vel minus Et ad unum Horreum superinde
 edificat. situat. jacen. & existen. in vel
 juxta B. in Com. Essex. & tent. de Ma-
 nerio prædicto Que præmissa dictus T. K.
 habuit & cepit sibi & Assignatis suis pro ter-
 mino vitæ suæ naturalis ex sursum redditi-
 one ipsius T. K. & réconcessione Dominorum
 Manerii prædicti. ad Curiam generalem
 pro hoc Manerio tent. vicesimo nono die
 Martii An. Domini Mill'imo sexcentesimo
 nonagesimo quarto prout per Rotulum e-
 jusd. Curia patet Cui quidem J. K. Dni. per
 dictum Senescallum liberaverunt de præ-
 missis Seisinam per virgam Tenend. sibi &
 Assign. suis de Dominis Manerii prædicti
 per reddit. & servicia proinde prius debet.
 & de jure consuet. &c. Et dat. Domainis de
 Fine, &c. admissus est inde Tenens, &c.
 Et fidelitas respectuatur, &c.

Maner?

Maner'
de S.-
cum
Membr'

ff. Curia Baronis E. K. Militis
& S. N. Armig'i Dominorum
Manerii prædicti ibidem teni'
die Martis decimo nono die Maii
Anno Domini Millimo sexcen-
tesimo nonagesimo sexto Annoq;
Domini nostri Willielmi tertii,
&c. octavo coram M. C. Gen.
senescallo ibidem.

W. C. Esson. de sect. Cur' per G. J. A. C. Esson.
de eadem per R. F. T. A. Esson. de eadem
per W. B. N. W. Jun. Esson. de eadem
per M.

Homagium.

G. T.	}	Fur'	N. W.	}	Fur'
J. R.			A. B.		
E. S.			J. T.		
T. R.			&		
T. H.			T. R. Jun.		

IMprimis ad hanc Curiam præsentatum
est per Homagium qd. E. C. citra ulti-
mam Curiam & ante hanc Curiam erex-
it unum stabulum vetulinum Anglice a
Calves Coop, super vastum solum Domino-
rum & ordimatum est qd. prædict. stabu-
lum demolit. sit ante tres Menses nunc
prox. sequen. Subpœnia forisfactur. quinq;
solidorum.

(M)

Item

Item ulterius præsentat. est qd. prædictus *E. C.* depascit averia super terras villat. de *S.* absq; titulo sive clameo & contra consuetudinem Manerii.

Item ad hanc Curiam compertum est per Homagium qd. *T. R.* Jun. nat. Ten. hujus Manerii post ultimam Curiam & extra Curiam scilicet vicesimo quinto die Martii ult; præterit. sursum reddidit in manus Dominorum Manerii prædicti per virgam per manus *E. S.* stant. in loco Ballivi Dominorum in præsentia *T. R.* & *E. S.* duorum custom. tenen. Manerii sursum reddition. testan: secundum consuetudinem Manerii omne illud Cotagium sive Tenementum vocat. Goldings Garden, cum Pontariis Hortis & Appurtenenc. eidem pertinent. tunc in tenura & occupatione ipsius *T. R.* Jun. aut Assignat. suorum ad solum opus & usum fratris ejus *W. R.* de *B.* in Com. Essex, prædict. Hæredum & Assignatorum suorum imperpetuum sub Conditione tamen qd. si prædictus *T. R.* Hæredes Executores Administratores vel Assignati sui sive aliquis eorum solverent seu solvi facerent præfat. *W. R.* aut suo certo Attornato Executoribus Administratoribus vel Assignatis suis plenam summam duodecim librarum bonæ & legalis monetæ Angliæ super vicesimum quintum diem Martii qui erit in Anno Domini Mill^{mo} sexcentesimo nonagesimo nono ac si bene & fideliter solveret seu solvi faciat tres solidos prædicto *W. R.* similis monetæ in quolibet spacio trium Mensum duran.

durant. Termino trium Annorum tunc sursum redditio prædicta esset vacua aut aliter remanere in pleno vigore.

Præsentat^r est etiam per Homagium qd. *A. B.* erexit feniculum Anglice Haycock, super vastum solum Dominorum absq; licentia.

Et Homagium præsentant omnes Tenentes hujus Manerii qui debent Sectam ad hanc Curiam & non comperuerunt. Et dicunt qd. quilibet eorum sit in misericordia duodecim denar. Ad hanc Curiam præsentatum est etiam per Homagium qd. *J. P.* nuper natus Tenens hujus Manerii ante hanc & citra ultimam Curiam obiit. Et superinde fact. fuit prima Proclamatio alta voce trinaq; vice qd. si aliquis clamaret seu vindicaret aliquod jus Titulum Statum clameum interesse vel demand. de in vel ad aliquas terras seu Tenementa Customar. de quibus *J. P.* obiit seiscitus qd. veniret & admitteretur Et nullus tunc venit, &c.

(M2)

Maner^r

Maner' } ff. Curia Bar. E. K. Mil. & S. N.
 de S-- } Arm' Dominorum Manerii præd.
 cum } ibidem. tent' &c. coram M. C.
 Membr. } Gen' Senescallo ibidem.

Esson' Null'

N. M. } A. B. }
 T. R. } Fur' } J. T. } Fur'
 T. W. } J. R. }

Homagium.

CUM ad Curiam Generalem p hoc Ma-
 nerio tent. die Martis scilicet decimo
 nono die Maii ult. præterit. præsentatum
 fuit per tunc Homagium qd. J. P. Gen.
 un. Customar. Tenen. Manerii prædict.
 ante istam Curiam obiit seifit. de & in qui-
 busdam terris & Tenementis nativis de hoc
 Manerio tent' Et qd. ante obitum suum
 sursumreddidit secundum consuetudinem
 Manerii omnia terras & Tenementa sua
 nativa de hoc Manerio tenta ad opus &
 usum Testamenti & ultime voluntatis suæ
 Et quia nullus venit ad sursumcapiend. præ-
 missa Ideo prima Proclamatio facta fuit,
 &c. Modo ad hanc Curiam venit M. H.
 Uxor F. H. Et ptulit in Curiam quan-
 dam Copiam ultim. voluntatis & Testa-
 menti dicti J. P. Avunculi sui geren. dat.
 quarto die Novembris Anno Domini Mil-
 limo. sexcentesimo nonagesimo quinto sub
 Sigillo

Sigillo Curie Prerogative Cantuariensis Sigillat. per quam predictus J. deit & legavit predictæ M. H. p Termino vitæ suæ naturalis Mesuagium & terras suas nativas in S. predicta M. in propria persona sua petit gratiam Dominorum Manerii qd. admittatur Tenens ad præmissa Et Domini Manerii per dictum Senescallum liberavit dictæ M. H. de præmissis leisinam per virgam Tenend. sibi & Assignatis suis pro termino vitæ suæ naturalis de Dominis Manerii ad voluntatem Dominorum secundum consuetudinem Manerii predicti per reddit. & servic. proinde prius debet. de jure consuet. &c. Et dat Dominis de Fine, &c. Et admissa est inde Tenens, &c. Salvo Jure, &c. Et fidelitas respectuatur, &c.

(M 3)

Maner'

Maner^y } ff. *Curia Visus Franc'-Pleg'* cum
 de S--- } *Cur' Baronis W. S. Mil. Dni.*
Manerii prædicti tent. coram
J. S. Generoso Senescallo ibidem
die Lunæ duodecimo die Octobris
Anno Regni Domini, &c. An-
noq; Domini &c.

Defaltres.

M. P. Gen. vi d. E. L. vi d. T. B. Gen. vi d.
 S. W. Gen. vi d. W. H. Gen. vi d. R. B.
 Gen' vi d. Quilibet eorum per Jur. amer-
 ciatus put patet super eorum separalibus
 capitibus.

Juratores.

G. G. Gen.	} <i>Jur'</i> {	J. T. Gen.	} <i>Jur'</i> {
P. G.		R. W.	
S. B. Gen.		W. P.	
J. M. Gen.		H. P. Gen.	
J. S. Gen.		T. D.	
J. V.		&	
W. H. Gen.		G. R.	

Præsentamenta.

JUR. præsent. qd. G. C. tenet Co'e Cer-
 visarium infra præcinct. Vis. Franc-
 Pleg' prædict.

Item præsent. qd. T. E. tenet Co'e Cer-
 visarium infra præcinct. vis. Franc-Pleg'
 prædict.

Item

Item præsent. qd. *A. W.* vid. tenet Co'e Cervisarium infra præcinct. vis. Franc. Pleg' prædict.

Item præsent. qd. *G. C.* habitat in quodam Cotagio erect. super Vastum Domini.

Item præsent. unum Cotagium in possessione *W. P.* fore Cotagium erect. super Vast. Domini infra octoginta Annor. ult. elaps. absq; quatuor acris terræ eidem Cotagio annex.

Item præsent. unum Cotagium in possessione *W. P.* fore Cotagium erect. super. Vast. Domini.

Item præsent. unum Cotagium in occupatione *S. M.* vid. fore Corag. de Antiquo erect. super Vast. Domini.

Item præsent. unum Cotagium in occupatione cuiusdam *J. T.* fore nuper erect. per quendam xpoferum Webb, super Vast. Domini Acetiam qd. prædictus *J. T.* cum sepe inclus. quandam parcell. vast. Domini.

Item præsent. unum Cotagium in possessione *W. S.* fore Cotagium nuper erect. super quandam peciam terræ que ab Antiquo fuit capt. extra vast. Domini.

Item præsent. quoddam Cotagium nuper erect. super altam Viam ducen. a Brookstreet, usq; coi'am de *W.* in quo quidam *J. C.* habitat infra præcinct. hujus lete.

Item Jur. præsent. qd. *A. W.* vid. nuper inclus. quandam peciam Vasti Domini ppe Wealside Common, Et superinde ordinant qd. si ipsa non diruet Clausur. prædictam in fraun. Mensen prox. sequen. forisfaciet Domino hujus Manerii quinq; solid.

(M 4)

Item

Item Jur. præsent. G. L. (qui Inhabitat infra præcinct. hujus visus Franc-Pleg') permisit quendam T. F. cum familia sua cohabitare secum in domo sua propr. ut Inmat. per spaciū sex Mensium ult. præterit. contra formam Statuti unde forisfecit Domino pro quolibet Mense decem solidos que atting. in toto ad sexagint. solidos.

Item Jur. præsent. qd. M. L. vid. inclus. unam peciam Vasti Domini prope Wealside Common; Et superinde ordinant qd. si ipsa non diruet Clausur. prædictam infra unum Mensem prox' sequen. forisfaciet Domino hujus Manerii quinq; solidos.

Item Jur. præsent. qd. N. G. inclus. peciam Vasti Domini prope Wealside Common, Et superinde ordinant qd. si ipse non diruet Clausuram prædictam infra unum Mensem prox. sequen. forisfaciet Domino quinque solidos.

Item Jur. præsent. qd. citra ultimam Curiam & ante hanc Curiam A. S. nuper una Customariorum tenen. hujus Manerii obiit seic. de uno Customar. Ten'to & sex acris terræ eidem spectan. Et qd. J. S. est ejus prox. Hæres.

Item quilibet tenen. Customar. hujus Manerii qui non comperuit ad hanc Cur. afforatur per Juratores prædictos ad sex denarios. Et quilibet resians infra præcinct. Vi- tus Franc'-Pleg' qui non comperuit ad hanc Cur. afforatur per eosdem Jur. ad sex. denarios.

Modo

Modo de Cur' Baronis.

*Sursumreddit. W. C. al. use de luy mesme
pur vie.*

AD hanc Cur. W. C. unus Custom. tenens hujus Manerii sursumredd. in manus Domini per accepracon. Senescalli præd. totum illud Mesuag. vocat. Bromans, unacum Horreis Stabulis Domibus Extra-domibus Ædificiis Atriis Gardinis Hortis Posterioribus Angl. Backsides, Acetiam peciam prati prox' eidem adjungen. continen. per estimationem tres acras sive plus sive minus unum Campum vocat. Homefield, jacen. prope Hatch, simulcum uno al' Campo eidem prox. adjungen. Acetiam tot. illam peciam terræ vocat. Armans Land, cum pertin. Qui quidem tresult. Campi insimul continent per estimationem decem & septem acras terræ cum pertin. jacen. inter terras W. S. Militis, Domini Manerii prædicti & parcum ibidem & abbutt. an. super terras dicti W. C. vocat Gaddings, Ad opus & usum dicti W. C. pro t'mino vitæ suæ remanere inde post ejus decessum Ad opus & usum J. C. Filii prædicti W. C. Hæred. & Assign. suorum imperpetuum Super quo Dominus ad hanc Curiam ad humilem petitionem ipsorum W. & J. reconcessit ten'ta prædicta

prædicta cum pertim. Hend. & tenend. eidem *W.* & Assign. suis ad voluntatem Domini secundum consuetudinem Manerii præd. pro termino vitæ suæ Remanere inde post ejus decessum præfat. *J.* Hæred. & Assign. suis imperpetuum ad voluntatem Domini secundum consuetud. Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et prædictus *J. C.* dat Domino de Fine, &c. Et admissus est inde tenens ad remanere prædict. Sed fidelit. ejusdem *J.* respectuatur quousq; &c.

Sacrm' A. P.

Ad hanc Curiam Jur. præsent. super sacrum. *A. P.* hic in Cur. præstit. qd. *S. B.* unus Customar. Tenen. hujus Manerii solvit prædicto *A. P.* trescent. & novem libras super vicesimum tertium diem *J.* ult. præterit. secundum Conditional' sursumredd. in Rotulo Cur. ult. hic tent. pro hoc Manerio, &c.

Sursumreddit. Conditional.

Ad hanc Cur. *S. B.* unus Customar. tenen. hujus Manerii sursumredd. in manus Domini Manerii prædicti per manus & acceptionem Senescalli Cur. prædictæ unum Mesuagium sive ten'tum cum dimid. virgat' terræ Customar. & Heriotab. vocat. Godfreys, & unum Croft. terræ vocat. Great Swains, continen. quinq; acras Acres tresdecim acras terræ vocat. Tings Customar.

mar. & Heriotabil. Et un' Hoppett. continen. circa unam rodam terræ parcell. terræ vocat. Scarlets, Ac unam parcell. terræ continen. per estimationem tres acras & dimid. unius acr. Customar. Heriotabil. parcell. cujusdam ten'ti vocat. Sabernes, Ad opus & usum N.O. de London' Generosi, Hæred. & Assign. suorum imperpetuum, Proviso semper & sub hac tamen Conditione qd. si prædictus S. B. Hæredes Executores Administratores sive Assign. sui solvant seu solvi fac. eidem N. O. Executoribus Administratoribus sive Assign. suis plenam & integram summam trescentarum quadragint. trium. librarum & duodecim solidorum super vicesimum tertium diem Aprilis prox. sequen. Ad domum mancionalem T. H. situat. in Charter-house-yard in Com. Midd. qd. tunc sursumredd. prædicta foret vacua & nullius vigoris aliter remaneret in plenis vi vigore & effectū, &c.

*Admissio H. P. ad Reversionem de Lamb's
Cross.*

Cum ad Cur. Vis. Franc' Pleg' Domini Regis cum Cur. Baronis A. B. Militis Domini Manerii prædicti ibidem tent. die Martis in septimana Paschæ existen. duodecimo die Aprilis Anno Regni Domini, &c. coram W. B. Armigero Senescallo ibidem ven. G. C. unus Customar. tenen. Manerii prædicti in propria persona sua & in apert. Cur. sursumredd. in manus Domini Manerii prædicti per manus dci' Senescalli per virgam
Tot.

Tot. ill. justitulum & revercionem sua de
 & in uno Customar. Mesuag. sive ten^{to} &
 decem acris terræ vocat. Lamb's Crofs,
 cum Omnibus Horreis Stabulis Ædificiis &
 Gardinis Pomar. & pertinen. quibuscunq; ad
 inde spectan. & pertinen. nunc in tenura
 J. C. vidue Matris prædicti G. quando ac-
 cideret post mortem dicte J. Ad opus
 H. P. Hæred. & Assign. suorum imperpe-
 tuum Sub hac tamen Conditione qd. si
 prædictus G. Hæred. Executores & Assign.
 sui aut aliquis eorum solvant seu solvi fac.
 præfat. H. Executoribus Administratoribus
 sive Assign. suis Centum quinquagint. libras
 quatuordecim solidos & tres denar. legalis
 monetæ Angliæ modo & forma sequen. vide-
 licet septem libras tresdecim solidos & sex
 denar. inde super tertium decimum diem
 Aprilis qui foret Anno Domini Mill^{imo}
 sexcentesimo sexagesimo quarto & consi^{lem}
 summam septem librarum tresdecim solidor-
 um & sex denariorum parcell. inde super
 quartumdecimum diem Aprilis qui foret in
 Anno Domini Mill^{imo} sexcentesimo sexa-
 gesimo sexto Et summam Centum trigint.
 quinq; librarum septem solidorum & trium
 denar. resid. inde super quintumdecimum
 diem Aprilis qui foret in An. Dni. Mill^{imo}
 sexcentesimo sexagesimo septimo ad domum
 mancionalem H. P. situat. in Shoreditch
 in Com. Midd. tunc sursumredd. prædict.
 foret nullius effectus Modo ad hanc Cur.
 ven. prædictus H. Et(pro eo qd. Conditio
 prædict. non est performat. per eundem G.)
 humilime pet. de Domino admitti tenen.
 ad

ad reversionem prædictorum ten'torum cum
 pertin. Cui Dominus per Senescallum con-
 cessit inde Sefinam per virgam Hend. &
 tenend. prædict. reversionem ten'torum
 prædictorum cum pertin. eidem H. Hære-
 ribus & Assign. suis imperpetuum post mor-
 tem prædictæ J. C. Ad voluntatem Domi-
 ni secundum consuetud. Manerii prædicti
 per reddit. & servic. inde prius debit. &
 de jure consuet. Et dat. Domino. de Fisse,
 &c. Et admissus est inde tenens, &c.

Sursumreddit. H. P. ad usum testi.

Postea seden. Cur. prædictus H. P. sur-
 sumredd. in manus Domini prædictam re-
 versionem ten'torum prædictorum cum per-
 tin. Ad opus & usum ultime voluntatis sue
 Et ad opus & usum talium personarum &
 tal. Stat. qual. per prædict. ultimam volun-
 tatem suam limitat. erent sive appunctuat.
 forent, &c.

Admissio J. A. ex sursumreddit. R. A.

Cum R. A. unus Customariorum tenen.
 hujus Manerii nuper sursumredd. in manus
 Domini hujus Manerii unum ten'tum vocat.
 Brewers, Actres acras terræ Customar. ac
 unum al. Customar. Cotagium cum pertin.
 Ad opus & usum J. A. & cujusdam T. A.
 (qui quidem T. A. modo mortuus est) Hæ-
 red. & Assign. suorum imperpetuum In fiduc'
 & confidenc' ac pro usu S. M. Uxoris A.
 M. Sub Conditione qd. prædictus R. A.
 Hæred.

Hæred. Executores & Administratores ejus solverent præfat. S. Centum & sex libras super decimum octavum diem Aprilis qui foret in Anno Domini Mill'imo sexcentesimo sexagesimo septimo qd. tunc sursum-red. prædicta foret vacua aliter staret in plenis vi & robore Modo ad hanc Cur. ven. prædictus J. A. (qui præfat. T. A. super-vixit) Et pro eo qd. Conditio prædicta non est performat. per eundem R. sed devenit fract. humilime pet. de Domino admitti tenen. ad ten'ta prædicta cum pertin. in fiduc. confidenc. & pro usu prædictæ S. M. Hæred. & Assign. suorum imperpetuum Cui Dominus per Senescallum concessit inde Seisinam per virgam Hend. & tenend. eidem J. A. Hæredibus & Assign. suis imperpetuum Ad voluntatem Domini secundum consuetud. Manerii præd. per reddit. & servic. inde prius debet & de jure consuet. in fiduc. & confidenc. & pro usu prædictæ S. M. Hæred. & Assign. suorum Et dat Dno. de Fine, &c. admissus est inde tenens & fec' fidelitat. &c.

Admissio J. S. post obit. A. S.

Ad hanc Cur. Jur. præsent. qd. A. S. Uxor P. S. nuper una Customar. tenen. hujus Manerii Que tenuit sibi & Hæredibus suis de Domino hujus Manerii unum Customar. Mesuag. & decem & octo acras terræ sive plus sive minus unde duo Crofta continent quinq; acras vocat. Hats unum Croft. vocat. Molten-croft. continet duas acras unam

*

rodam

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fidelit

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prædi
quou
ginti
adtun

rodam terræ jacen. in Howage un' Croft.
 vocat le Ridden continet sex acras unum
 al. Croft. vocat. Bulver-house Croft. conti-
 ner tres acras & un' pratum jacen. prope le
 Ridden continet sex acras citra ult. Cur. &
 Ante hanc Cur. obiit inde se'it. Et qd' J. S.
 est ejus Filius & proximus Hæres & Ætatis
 decem & novem Annorum vel eo circit.
 Qui quidem J. S. præsens hic in Cur. hu-
 milime pet. se admitti Tenen. ad ten'ta
 prædicta cum pertin. Cui Dominus per Se-
 nescallum suum concessit inde Seisinam per
 virgam Hend. & tenend. eidem J. S. Hæ-
 redibus & Assign. suis imperpetuum ad vo-
 luntatem Domini secundum consuetud. Ma-
 nerii prædicti Et dat Domino de Fine prout
 pater, &c. Et admissus est inde tenens sed
 fidelitas repectuatur quousq; &c.

P. S. Guardianus.

Postea ad hanc Curiam seden. Curia Do-
 minus ad petitionem prædicti J. S. concessit
 præfat. P. Patri suo Custod. tam corporis
 prædicti J. quam ten'torum prædictorum
 quousq; prædictus J. ad plenam ætatem vi-
 ginti & unius Annorum pervenerit Et inde
 adtunc reddere Computum, &c.

Exam. per me J. S. Senescall.

Maner'

Maner' } ff. *Visus Franc-Pleg'* cum Curia B
de B-- } ronis W. B. Arm. Domini Maner
predict. ibidem tent. coram R. T
Gen. Senescallo ibidem tal. die, &c.

Esson. ff. R. S. Gen. W. H. M. H. vid. Qui
libet eorum Essoniatur de C'oi Esson.

Defaltores.

A. B. Mil. vi d. T. C. Gen. vi. d. & al. &c.
Quilib. eorum quia non comperuit ad hanc Cur.
ad faciend. sectam Cur. amerciatum ad se
denar. prout patet super eorum separal. Cap
tibus.

Homagium.

T. G. Gen.	} <i>Fur'</i>	G. G. Cen.	} <i>Fur'</i>
T. J. Gen.		D. C.	
P. G. Gen.		T. W.	
A. T.		G. R.	
T. D.		H. P.	
J. V.		&	
J. S.		J. T.	

Sursumreddit. S. B. ad usum R. A.

AD hanc Cur. S. B. Gen. unus Custor
riorum tenen. hujus Manerii sursum
reddit. in manus Domini Manerii prædicti
per manus & acceptationem Senescalli Cur
prædictæ Tot. illud Customarium Mesuagi
um sive ten'tum ac dimid. virgat. terræ Ca
stomat

stomar. & Heriotabil. vocat. Godfreys, & un. Croft. terræ vocat. Great Swaines, continen. quinq; acr. & tresdecim acras vocat. Tings, Customar. & Heriotabil. & un. Hoppett. continen. unam Rodam terræ parcell. terræ vocat Scarlets Ad opus & usum R. A. Civis & Mercatoris scissoris London. Hæred. & Assign. suorum imperpetuum. Super quo prædictus R. A. præsens hic in Cur. humilime petit se admitti tenen. ad ten'ta prædict. cum pertin. Cui Dominus per Senescallum concessit & liberavit inde seisinam per virgam Hend. & tenend. ten'ta prædict. cum pertin. eidem R. A. Hæredibus & Assign. suis imperpetuum Ad voluntatem Domini secundum consuet. Manerii prædicti Et dat Dno. de Fine, &c. admissus est inde tenens Et fec. fidelit, &c.

Performatio Conditional. sursumredd.

Ad hanc Cur. Jur. præsent super sacrum. qd. prædictus S. B. solvit summam Trescentarum quadragint. trium librarum & duodecim solidorum N. O. super decimum diem Aprilis in plenam exonerationem Conditional. sursumredd. fact. ad ult. Cur. hic tent. duodecimo die Octobris Anno Regni dicti Domini Regis nunc vicefimo.

Sursumredd. R. A. ad usum testi.

Postea seden. Cur. prædictus R. A. sursumredd. omnia & singula ten'ta prædict. cum pertin. in manus Domini Manerii prædicti

N

dicti

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dicti per manus & acceptionem Senescalli
prædicti per virgam Ad opus & usum ult. vo-
luntatis suæ & r'lium personarum & tal. stat.
qual. per ult. voluntatem suam forent limi-
tat. & appunctuar. &c.

Finis S. B. pro succisione ligni.

Ad hanc Cur. S. B. Gen. un' Customar.
tenen. hujus Manerii solvit Domino Manerii
quadragint. solid. pro fine p' eo qd. ipse idem
S. succidit quandam parcellum ligni ad va-
lenc. quadragint. solidorum & non amplius
crescen. super quoddam Customar. ten'tum
in tenura R. K. Et idem lignum abinde
asportavit & combussit super quoddam al.
tenementum ipsius S. vocat. Pottals, jacen.
infra manerium prædict. contra consuer. hu-
jus Manerii, &c.

Admissio E. S. post obit E. L.

Ad hanc Cur. Jur. præsent. qd. E. L. vid.
nuper un. Customar. tenen. hujus Manerii
qui tenuit sibi de Domino Manerii per
virgam pro termino vitæ suæ duo Customar.
Mesuag. sive ten'ta & decem & octo acras
terræ cum pertin. Remanere inde post
ejus decess. liberis suis quos Heret. tempore
mortis suæ equalit. inter eos dividend. post.
ult. Cur. & ante hanc Curiam obiit Et qd.
ipsa tempore mortis suæ reliquit quatuor li-
beros videlicet E. S. Uxorem W. S. A. A.
Uxorem J. A. G. L. & L. S. Uxorem J. S.
Super qd. prædict. E. S. Uxor W. S. ven-
cum

cum viro suo prædicto Et humilime pet. se
admitti tenen ad unam quartam partem
ten'torum prædictorum cum pertin. in
quatuor partes dividend. Cui quidem E.
Dominus per Senescallum concessit & libe-
ravit inde seisinam per virgam Hend. & te-
nend. sibi & Hæredibus suis imperpetuum
ad voluntatem Domini secundum consuet.
Manerii prædicti per reddit. & servic. inde
prius debet. & de jure consuet. Et dat. Do-
mino de fine, &c. admissus est inde tenens
sed fidelitas respectuar. quousq; &c.

Admissio A. A. post obit E. L.

Ad hanc Cur. Jur. præsent. qd. E. L. nuper
un. Customar. tenen. hujus Manerii qui te-
nuit sibi de Domino Manerii per virgam pro
termino vitæ suæ duo Customar. Mesuagia
sive ten'ta & decem & octo acras terræ
cum pertin. Remanere inde post ejus de-
cessum liberis suis quos h'eret tempore mor-
tis suæ equalit. inter eos dividend. post ult.
Cur. & ante hanc cur. obiit. Et qd. ipsa
tempore mortis suæ reliquit quatuor liberos
videlicet E. S. Uxorem W. S. A. A. Uxor.
J. A. G. L. & L. S. Uxor. J. S. Super quo
prædict. A. A. Uxor prædicti J. A. ven.
cum viro suo prædicto Et humilime pet. se
admitti tenen. ad unam tertiam partem
ten'torum prædictorum cum pertin. in tres
partes dividend. Cui quidem A. A. Domi-
nus per Senescallum concessit & liberavit
inde seisinam per virgam Hend. & tenend.
sibi Hæredibus & Assign. suis imperpetuum ad
N 2 volun-

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voluntatem Domini secundum consuet. Manerii prædicti per reddit. & servic. inde prius debet. & de jure consuet. Et dat. Domino de Fine, &c. admissus est inde tenens sed fidelit. respectuatur quousq; &c.

Admissio G. L. post obit. E. L.

Ad hanc Cur. Jur. præsent. qd. E. L. vid. &c. ut antea & admissio L. S. ut antea.

Obit. T. B. & qd. T. B. est ejus Hares.

Ad hanc Cur. Jur. præsent. qd. T. B. nuper unus Customar. tenen. hujus Manerii qui tenuit de Domino libi & Hæredibus suis Ad voluntatem Domini secundum consuet. Manerii prædicti un. Customar. ten'rum & sexdecim acras terræ cum pertin. citra ultimam Curiam & ante hanc Cur. obiit inde se'it. Et qd. T. B. est ejus filius & prox. heres Qui licet primo solempnit. exact. ad veniend. in Cur. & admitti tenen. non ven. sed default. fac. Ideo prima Proclamatio fact. fuit qd si prædictus T. B. filius non veniret in Cur. admitti tenen. ad ten'ta prædict. cum pertin. Dominus ten'ta prædict. cum pertin. se'iret in manus suas propr. &c.

J. A. Electus & Jurat. fuit Constabular. pro Anno sequen.

J. S. } Electi sunt Conservatores
& } bosci pro Anno sequen.
R. W. }

Co'is

Co'is Finis est xvii d. qui solvuntur Domi-
no per Homag. in Cur.

Ad hanc Curiam Jur. præsent. qd. citra
ultimam Curiam & ante hanc Curiam sci-
licet vicesimo secundo die Octobris ult.
præterit. *T. B.* unus Customar. tenen. hujus
Manerii fursumredd. in manus Domini Ma-
nerii prædicti per manus & acceptionem
W. D. loco Ballivi Domini in præsentia *G.*
R. & *J. T.* duorum Customar. tenen. hujus
Manerii tot. illud Customar. Mesuag. sive
ten'tum vocat. sive cogn. per no'm de *Wig-*
gle sive alio no'ie sive nom'bus quibuscunq;
cum Omnibus Extradomibus Ædificiis Hor-
reis Stabulis Atriis Hortis Gardinis & sexde-
cim Acris Terræ Customar. plus sive minus
cum omnibus & singulis eorum pertin. Put
sunt situat. jacen. & existen. in S. modo in
occupatione *W. T.* sive Assign. suorum Ad
opus & usum *M. H. de F.* in dicto Com.
Essex, vid. Hæred. & Assign. suorum imper-
petuum Proviso tamen & super Conditio-
ne qd. si prædictus *T. B.* Hæredes Executo-
res Administratores sive Assign. sui bene &
veraciter solvant seu solvi causabunt præfat.
M. H. Executoribus Administratoribus vel
Assign. suis plenam summam ducentarum &
decem librarum bonæ & legalis monetæ An-
glie ante vel super vicesimum tertium diem
Octobris qui erit in Anno Domini Mill'imo
sexcentesimo sexagesimo nono ad domum
mancionalem prædictæ *M. H.* situat. in *F.*
supradict. qd. tunc fursumredd. prædicta fo-
ret

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ret vacua & nullius effectus aliter reman. in
plen. vi robore & effectu.

Maner' } ff. Curia Baronis W. S. Militis, Do-
de } mini Manerii prædicti tenet' vice.
S. — } fimo die Septembris, &c. coram S.
W. Gen' Deputat. Senescallo J. S.
Gen' Senescalli Cur. prædict.

Defalt.

A. B. C. D. &c. Quilibet eorum qui non
comparuit ad hanc Cur. amerciatus per
Homag. ad sex denar.

Homagium.

T. B. Gen'	} <i>Jur'</i>	J. T.	} <i>Jur'</i>
P. S. Gen'		J. R.	
J. S. Gen'		R. W.	
W. B. Gen'		D. M.	
R. A.		R. P. &	
J. B.		J. A.	

Obit G. R.

AD hanc Cur. Homag. præsent qd. G.
R. nuper unus Customar. tenen. hujus
Manerii qui tenuit de Domino hujus Ma-
nerii sibi & Hæredibus suis Ad voluntatem
Domini secundum Consuet. Manerii unum
Customar Messuagium sive ten'tum cum una
Croft. terræ Customar. & Heriotabil. vocat.
Jordans, continen. tres acras necnon unam
acram

acram terræ jacen. apud Coxtie versus Vennell. vocat. Lamberts, citra ultimam Cur. & ante hanc Cur. obiit inde se'it. Et qd. G. R. est ejus Filius & prox. Hæres. Qui præsens hic in Cur. humilime pet. se admitti tenen. ad ten'ta prædict. cum pertin. Cui Dominus per Senescallum concessit inde seisinam per virgam Hend. & tenend. ten'ta prædicta cum pertin' sibi & Hæredibus suis imperpetuum per virgam ad voluntarem Domini secundum consuet. Manerii prædict. Et dat. Dno. de Fine, &c. admissus est inde tenens Et fecit fidelitat' &c.

Obit ejusdem.

Ad hanc Cur' Homag. præsent. qd. G. R. nuper, &c. ut antea tenuit de Domino, &c. unum Customar. Mesuag. sive Tenementum ac unum parcell. terræ continen. per estimationem tres acras & quatur virgat. sive plus sive minus vocat. Shakelocks, nuper parcell. tenement. vocat. Sabernes, un capit. dict. parcell. terræ abuttan. super virid. vocat. Cocksty-green, ex parte boreal. & al. caput inde abuttan. super viam deducen a dict. virid. resid. prædict. terræ vocat. Sabernes, ex parte oriental. citra ultimam Curiam & ante hanc Curiam obiit inde se'it. Et quod G. R. est ejus Filius & prox. Hæres qui præsens hic in Curia humilime pet. se admitti tenen. ad ten'ta prædicta cum pertin. Cui Dominus per Senescallum

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neſcillum conceſſit inde-ſeiſinam per vir-
gam Hend. & tenend. ten'ta prædict. cum
pertin. ſibi & Hæredibus ſuis imperpetuum
Ad voluntatem Domini ſecundum conſuet
Manerii præd. Et dat Dno. de Fine &c. ad-
miſſus eſt inde tenens Et ſec. fidel. &c.

F I N I S.

Ex. G. m. 3.
